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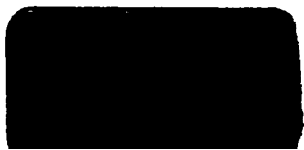
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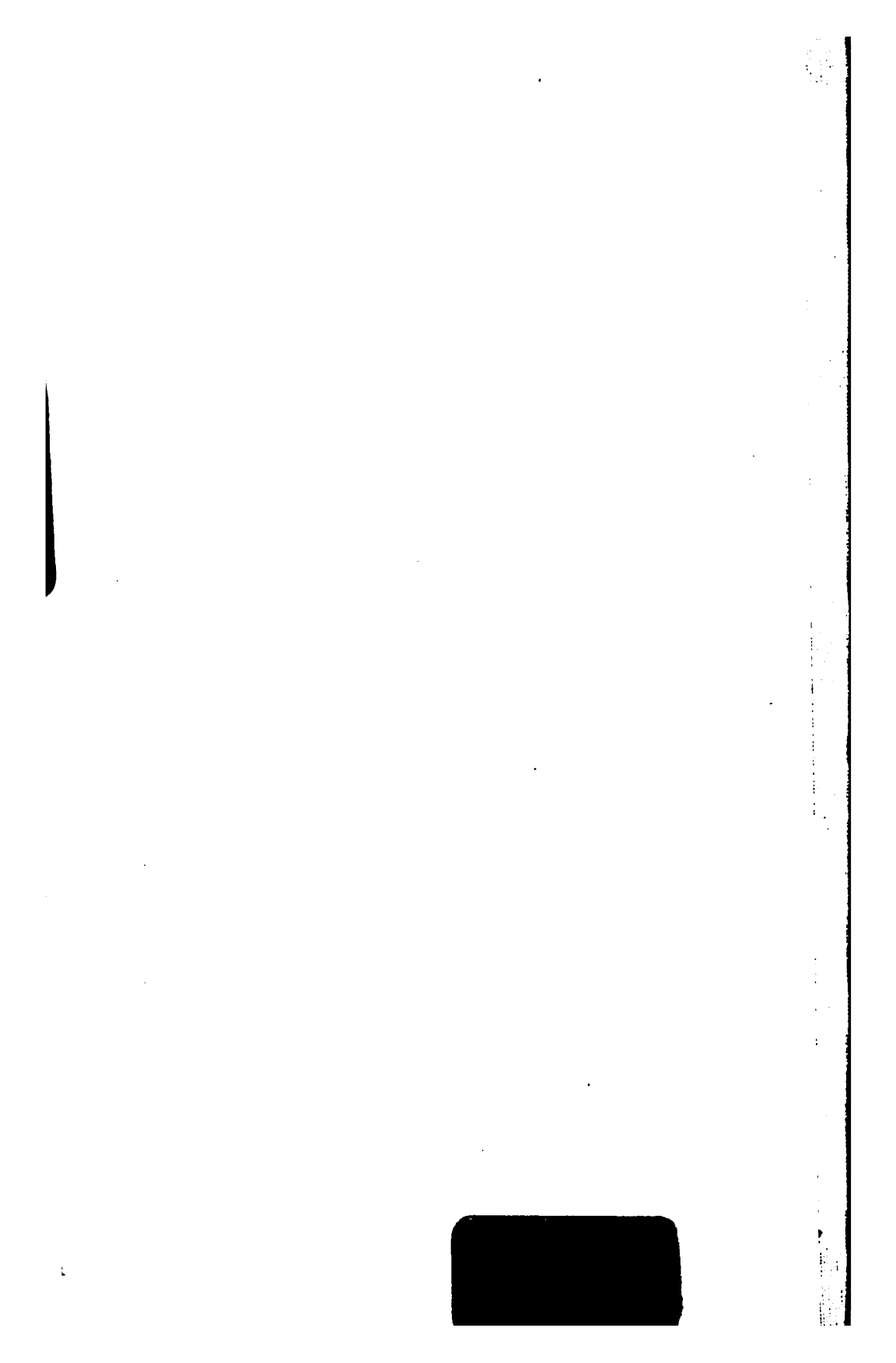
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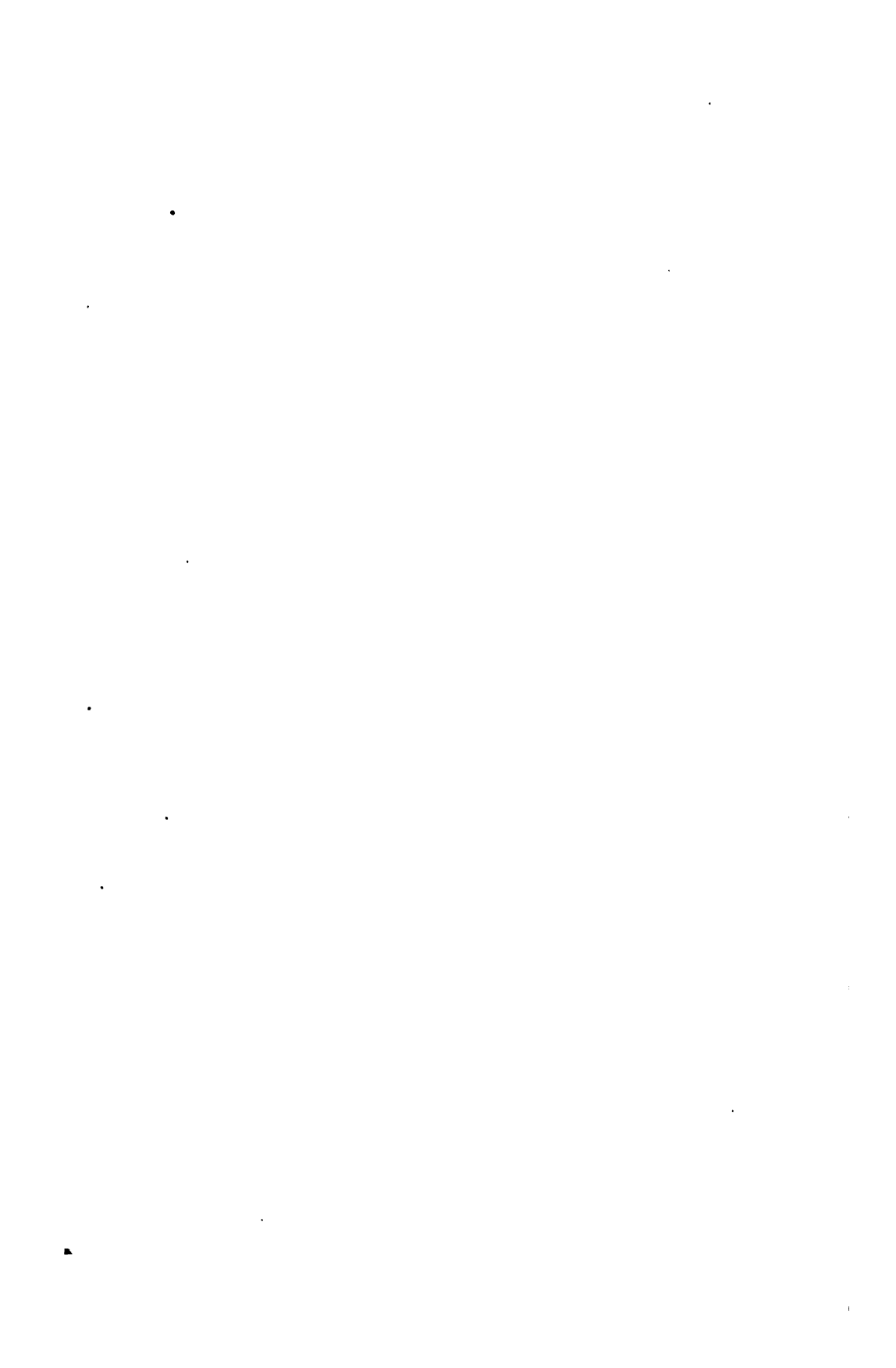
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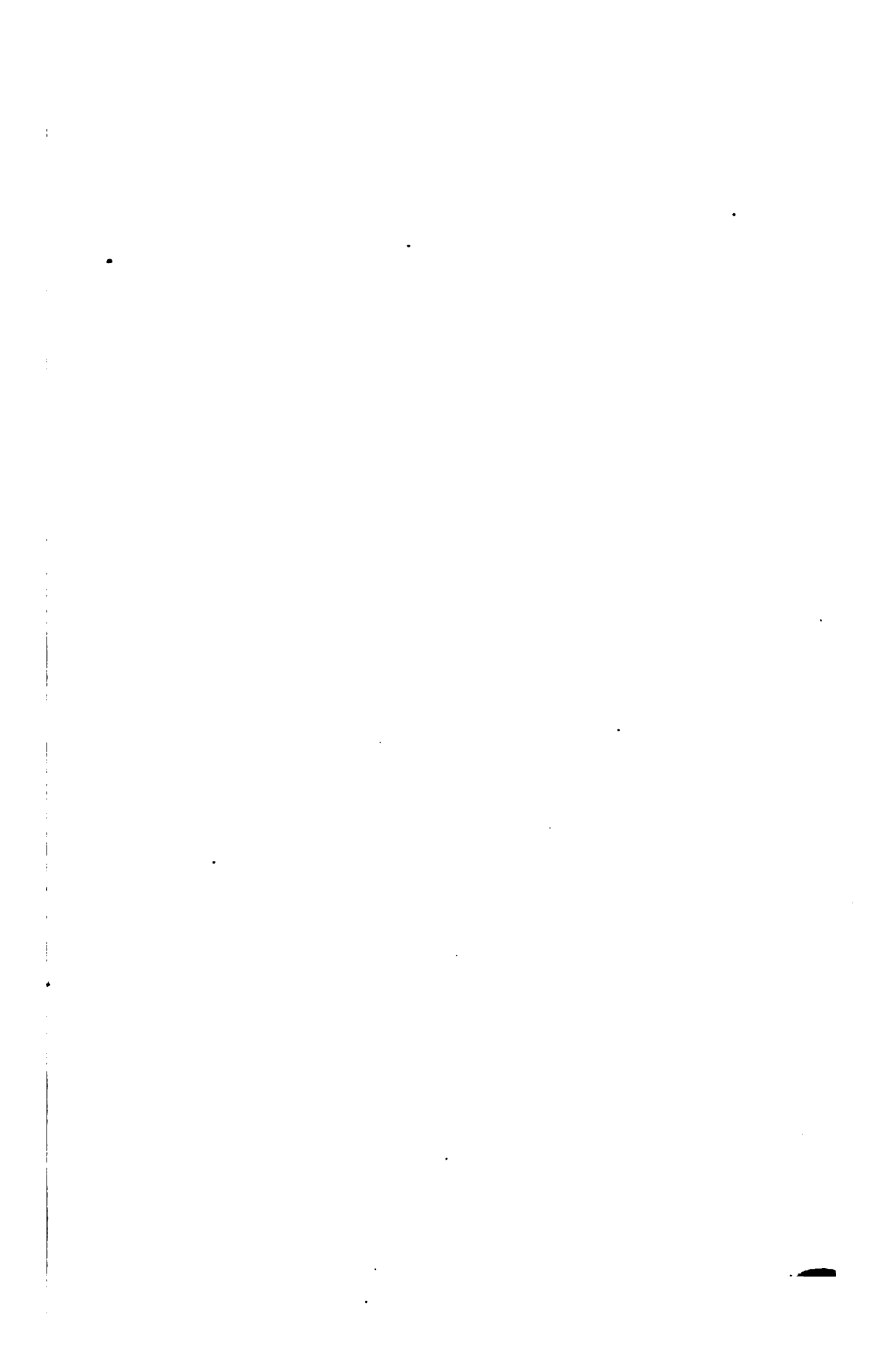


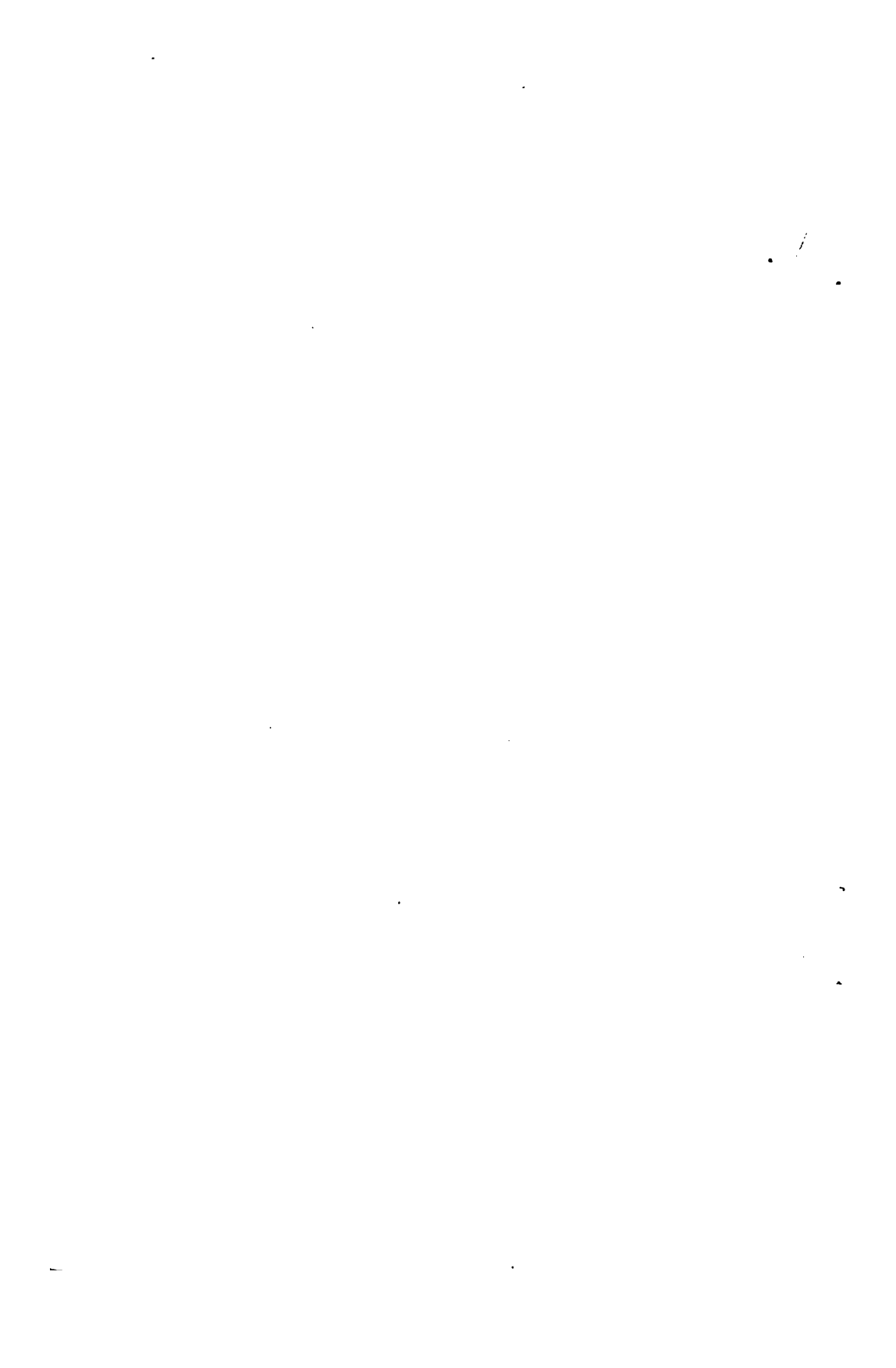
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ACTS

OF THE

One Hundred and Forty-sixth Legislature

OF THE

STATE OF NEW JERSEY

AND

Seventy-eighth Under the New Constitution



TRENTON, N. J.

MACCULLISH & QUIGLEY Co., STATE PRINTERS

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The following laws, passed by the One Hundred and Forty-sixth Legislature, are published in accordance with "An act for the publication of the laws," passed June 13th, 1895, and "A supplement to the act entitled 'An act relative to statutes,'" approved March twenty-seventh, eighteen hundred and seventy-four, which supplement was approved February 4th, 1896.

The proclamations of the Governor follow. An index of all the laws, compiled in accordance with the act of 1895, completes the work.

THOMAS F. MARTIN,

Secretary of State.

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OF THE
One Hundred and Forty-sixth Legislature
OF NEW JERSEY.

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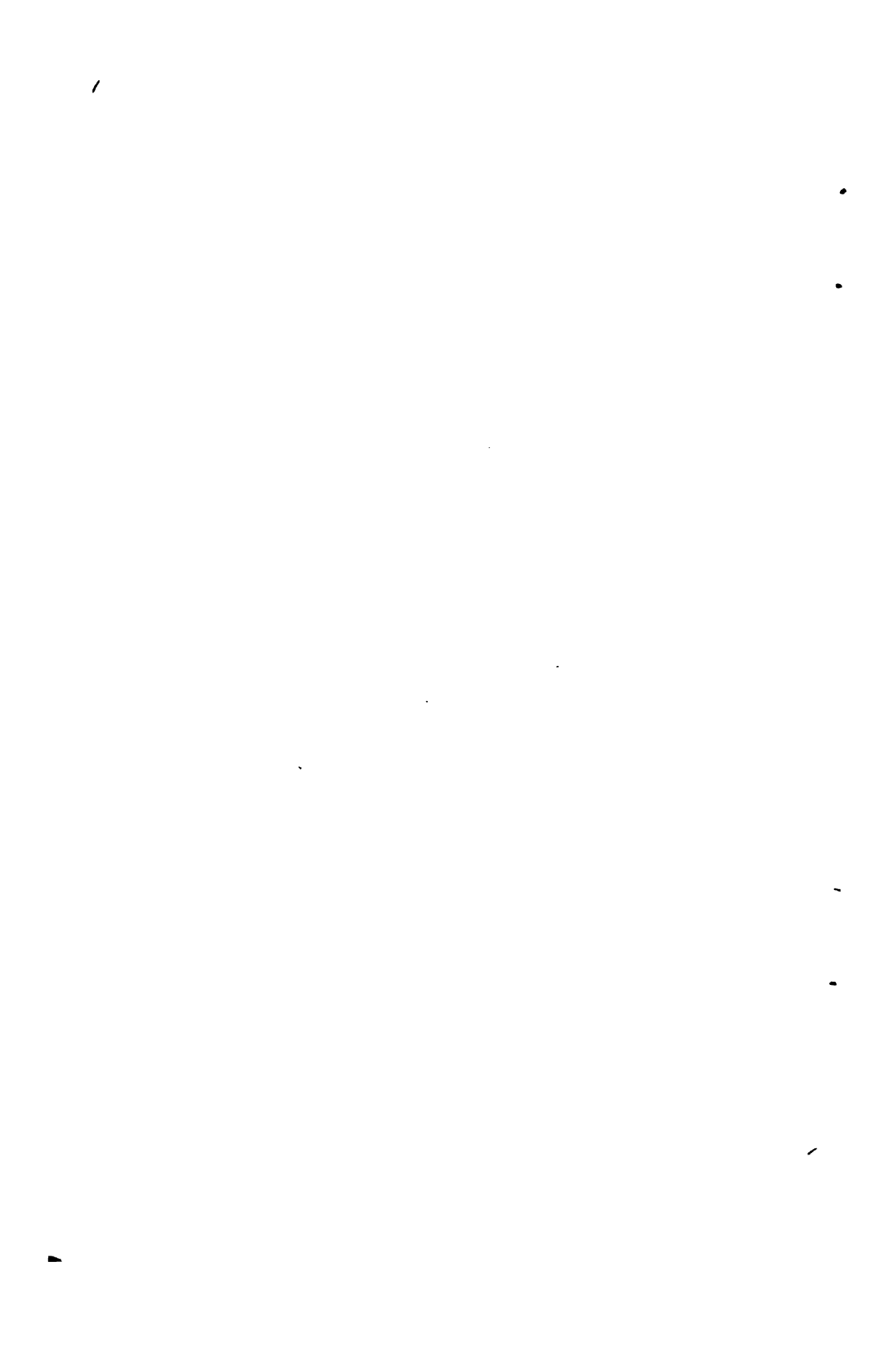
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LAWS

1. *Phragmites australis* (Cav.) Trin. ex Steud.

2. *Spartina patens* (Muhl.) B. S. P.

ACTS

PASSED BY THE

One Hundred and Forty-sixth Legislature.

CHAPTER 1.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to define the duties and fix the salary of the Attorney General,' " approved February twenty-fourth, one thousand eight hundred and fifty-four, which said supplement was approved April twentieth, one thousand nine hundred and eleven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Section 1
amended.

1. In addition to his other duties, it shall be the duty of the Attorney General, whenever a justice of the Supreme Court shall so request, to attend personally, or by such assistant or assistants as he shall designate, in any county of the State for prosecuting the criminal business of the State therein, including the investigation of alleged crimes and misdemeanors, the attendance before the criminal courts and grand juries of the county, the preparation of indictments and the trial of indictments for crimes and misdemeanors, and upon the like request to represent the State in proceedings on error in criminal cases in the Supreme Court and Court of Errors and Appeals.

Assist in
criminal
prosecutions
in counties.

2. This act shall take effect immediately.

Approved January 30, 1922.

EDWARD I. EDWARDS,
Governor.

CHAPTER 2.

An Act to validate bonds heretofore issued or sold by boroughs.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Bonds issued
by boroughs
validated.

1. All bonds heretofore issued or sold by boroughs are hereby validated, ratified, approved and confirmed, notwithstanding any irregularity in the adoption of the ordinance authorizing the issuance of said bonds, or in the publication of such ordinance, and notwithstanding the failure of said ordinance to declare correctly the average of the probable periods of usefulness of the improvements for which said bonds are to be issued, or to prescribe maturities for said bonds, conforming to the provisions of chapter 252 of the Laws of New Jersey, one thousand nine hundred and sixteen; *provided*, a proposition to issue said bonds was carried by the votes of a majority of the qualified electors voting upon said proposition at an election called for that purpose; *and provided, further*, that in no case shall the amount of the bonds so issued, or to be issued, together with all outstanding indebtedness of such borough, exceed the limitation of indebtedness prescribed by chapter 252 of the Laws of New Jersey, one thousand nine hundred and sixteen, as amended.

Proviso.

-

Proviso.

2. This act will take effect immediately.

Approved January 31, 1922.

CHAPTER 3.

A Supplement to an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," approved April twenty-fifth, one thousand nine hundred and eleven, the title of which act was amended to read as above by act approved April second, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. When any vacancy now exists or when any vacancy or vacancies shall occur in cities of the first class among the commissioners elected under the provisions of the act to which this act is a supplement, the remaining commissioners shall within thirty days thereafter elect a properly qualified person or persons to fill such vacancy or vacancies to serve for the unexpired term.

Vacancies filled by remaining commissioners.

2. This act shall take effect immediately and all acts and parts of acts inconsistent herewith be and the same hereby are repealed.

Repealer.

Approved February 14, 1922.

CHAPTER 4.

An Act to amend and supplement "A supplement to an act entitled 'An act to revise and amend "An act for the taxation of railroad and canal property," approved April tenth, one thousand eight hundred and eighty-four,' which act was approved March twenty-seventh, one thousand eight hundred and eighty-eight," and which supplement was approved March fifth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 3 amended.

1. Section three of the act to which this act is amendatory be and the same hereby is amended to read as follows:

Value of property in taxing districts.

3. On or before the tenth day of December following the completion of their valuation in each year the State Board of Taxes and Assessment shall certify the value of the real estate used for railroad or canal purposes in each taxing district in this State, separately valued and assessed under the provisions of subdivision two (2) of section three (3) of the act to which this act is a supplement (commonly known as second class railroad or canal property), to the county boards of taxation in the several counties and to the assessors in the several taxing districts in which said property is situated. The value of such property so certified shall be included in the amount of ratables to be taxed in the several taxing districts, and the necessary tax rate and the amount of the ratables for such districts shall be ascertained by the county board of taxation in each county and certified to the State Board of Taxes and Assessment on or before the first day of April in each year, whereupon the State Board of Taxes and Assessment shall include in the taxes to be assessed by it upon railroad and canal property, a tax upon the property described in this section at the rate in each taxing district that is so as

Amount included in ratables.

Tax rate ascertained by county boards.

Taxes assessed on railroads and canals.

aforesaid certified to said board by the county boards of taxation, and said property shall not be subject to any other tax.

2. Section five of the act to which this act is amendatory, as said section was amended by chapter 138 of the Laws of 1921, be and the same is hereby amended to read as follows: Section 5 amended.

5. The State Board of Taxes and Assessment shall complete their valuation by the first day of November following the date fixed for filing reports of railroad and canal property with said board. Time for valuation.

3. Section six of the act to which this act is amendatory be and the same is hereby amended and supplemented to read as follows: Section 6 amended.

6. The State Board of Taxes and Assessment shall meet on the third Monday of June, for the purpose of reviewing their assessments, and shall hear all parties aggrieved, and conclude their hearings before the fifteenth day of October following, all as provided in section twelve of the act to which this act is a supplement, and any amendments or supplements thereto. Said board shall certify to the Comptroller of the State all corrections which they shall make in any assessment on or before the fifth day of November. Review of proceedings.
Corrections.

4. Section eight of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 8 amended.

8. The State Board of Taxes and Assessment shall certify and report to the Comptroller of the State on or before the first day of June, and within ten days thereafter serve upon the treasurer of each company or leave at his office a statement of the assessed valuation of the property of each company in the State, and of the separate valuation of property in each taxing district, as made by them, the amount of tax payable by such company with respect to its property separately valued in each taxing district, and the aggregate assessed valuation, and the total tax levied upon each company; such statement shall be made separately for each company, and as to said property separately valued, shall be arranged by taxing districts in such manner as to be of easy reference, and shall be recorded in books in the Report to Comptroller.
What to show.
Arrangement. Recorded.

When tax payable.

Defaulted taxes.

Part of sec. 10 repealed.

Application of act.

office of the State Comptroller, to be provided by him for that purpose, and shall be public records, subject to public inspection; and the amount of tax payable by each company, as shown by the said statements, shall be due and payable into the State treasury on any day between the first day of June and the first day of December following; and the payment or collection thereof shall not be stayed by any writ or order of any court of law or equity; it shall be the duty of the State Treasurer to receive payment of the said taxes from the said companies; if the taxes of any company, or any portion thereof, remain unpaid on the first day of December following the levying thereof, such company shall be considered in default, and such taxes, or such unpaid portion thereof, shall thenceforth bear interest at the rate of one per centum for each month until paid, notwithstanding the prosecution of any writ of certiorari or other remedy. So much of section ten of the act to which this act is a supplement as is inconsistent with the provisions of this section is hereby repealed.

5. This act shall take effect immediately and shall apply to the valuation and assessment of railroad and canal property for taxation for the year nineteen hundred and twenty-two, including any and all proceedings now pending in respect of the taxation of such property for said year.

Approved February 14, 1922.

CHAPTER 5.

A Supplement to an act entitled "An act to secure the purity of foods, beverages, confectionery, condiments, drugs and medicines, and to prevent deception in the distribution and sales thereof (Revision of 1907)," approved May twentieth, one thousand nine hundred and seven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. No person shall distribute or sell, or have in possession with intent to distribute and sell, any ice cream or ice cream mixtures or compounds which are adulterated or misbranded within the meaning of this act. Selling, etc.,
impure ice
cream illegal.

2. Ice cream is hereby defined as the frozen product made from cream with the addition of milk or milk products or eggs, fruit juices, or nuts with or without sugar or artificial flavoring or colors. It shall contain not less than eight per centum of milk fats, except when the ingredients include fruit, nuts or eggs, in which case it shall contain not less than six per centum of milk fats. Ice cream
defined.

3. All ingredients used in ice cream mixtures or preparations shall be of good quality and free from rancid or harmful properties, and no artificial colors shall be used except those certified by the United States Department of Agriculture. Quality of
ingredients.

4. Ice cream shall be deemed to be adulterated within the meaning of this act if in substance or quality it fails to meet the provisions and standards herein set forth, or if it shall contain boric acid, salicylic acid, formaldehyde, saccharine, or any other substance or compound known or likely to be harmful to health; *provided*, that nothing in this act shall be construed to prohibit the use of condensed or evaporated milk, milk powder, homogenized milk fats, gelatine or vegetable gums. Adulteration.

Proviso.

5. Any mixture which contains substances or materials other than those enumerated in section two of this act, or which does not conform to the standards therein Misbranding.

set forth, shall be deemed to be misbranded if marked or labeled "ice cream" if represented to be ice cream.

Penalties.

6. Any person who violates any of the provisions of this act shall be liable to a penalty of fifty dollars (\$50.00) for the first offense and to a penalty of one hundred dollars (\$100.00) for the second and each subsequent offense, such penalties to be recovered by the State Department of Health or by any local board of health, in the manner prescribed for the recovery of penalties in the act to which this is a supplement.

Permit to
bring ice
cream into
State.

7. No ice cream or other frozen product resembling ice cream shall be brought into the State of New Jersey for sale without a permit therefor issued by the Director of Health of the State of New Jersey, or otherwise than in accordance with the terms of said permit, and in compliance with the regulations governing the issuance of such permits, which shall be adopted by the Department of Health of the State of New Jersey.

8. This act shall take effect immediately.

Approved February 20, 1922.

CHAPTER 6.

An Act to authorize the acquisition of land and premises upon which to erect an armory, in the town of Westfield, in the county of Union.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Acquire site
for armory
in Westfield.

1. The State Military Board is hereby constituted a commission to select, purchase or otherwise acquire on behalf and in the name of the State of New Jersey land and premises in the town of Westfield, in the county of Union, suitable for the erection and construction of an armory for the use of Troop D, 102d Cavalry, New Jersey National Guard; and the State Military Board

hereby authorized to notify the county collector of Union county of the acquisition of said lands, when acquired, under the provisions of an act entitled "An act to provide for the purchase or condemnation of sites for armories in any county of this State, for the erection and equipment of such armories, and making appropriations therefor," approved April seventh, one thousand nine hundred and thirteen, to the end that the necessary moneys required for the purchase of said land and premises be raised and paid by the board of chosen freeholders of the county of Union in accordance with the provisions of said last-mentioned act; *provided, however,* that the cost of acquiring said lands and premises shall not exceed the sum of twenty thousand dollars.

County treasurer notified.

Expenditure allowed.

2. This act shall take effect immediately.

Approved February 20, 1922.

CHAPTER 7.

An Act to incorporate the borough of Kinnelon, in the county of Morris.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The inhabitants of that portion of the township of Pequannock, in the county of Morris, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the borough of Kinnelon, in the county of Morris, and shall be governed by the general laws of this State relating to boroughs.

Corporate name.

2. The territorial limits of said borough shall be as follows:

Boundaries of borough of Kinnelon.

Beginning at the intersection of the Pequannock river with the first brook which enters said river on the south side west of Smith Mills and following (1) the middle of said brook to a point where the same is intersected by the city of Newark water pipe line; (2) thence in a

direct line southerly to the junction of the Kinnelon road (Kiel avenue) with the cross road leading past John Decker's house to White's lower paper mill; thence (3) in a direct southerly line to a point on the first rise in the Kikeout road at about one hundred and forty paces westerly from the house of now or formerly Jacob Tintle; (4) thence in a direct line southeasterly to a point three hundred feet due west from the house of now or formerly Levi Tintle; (5) thence in a direct line easterly to a point three hundred feet westerly from the house of the late William Gormley; (6) thence in a direct line easterly passing one hundred feet south of the dwelling house of the late William Gormley to a point at the junction of Boonton avenue and Cotluss, or Schuyler Valley road; (7) thence following the southerly line of the borough of Butler in an easterly direction to an old wood road; (8) along said wood road the various courses thereof to its intersection with the Cotlus road near where the same is crossed by the East Jersey (city of Newark) water pipe line; (9) thence southerly on nearly a true meridian line to a point in the Jacksonville road one thousand feet west from its intersection with the Bog and Fly road to Jacksonville; (10) thence running southwesterly in a straight line to a point in the middle of the road from Jacksonville to Brook Valley, where the same is intersected by the northeasterly line of Montville township; (11) thence in a northerly and westerly direction in a straight line along the said Montville township boundary line the several courses thereof to its intersection with the easterly line of Rockaway township; (12) thence following said Rockaway township line in a northerly direction to its intersection with the boundary line between Morris and Passaic counties, said line being in the center of the Pequannock river near the old Charlotteburg mines; (13) thence following along the middle of said Pequannock river, being the boundary line between Morris and Passaic counties, the several courses thereof in an easterly direction to the place of beginning.

Referendum.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the

inhabitants of the above-described territory as a borough of this State until it shall have been adopted by a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held within the said territory within sixty days from the approval of this act, at which special election shall be submitted the question of the approval or disapproval of this act; such special election shall be held within the said territory between the hours of six o'clock A. M. and six o'clock P. M. of a day and at a place within the said territory to be fixed by the clerk of the township of Pequannock, in the county of Morris, who shall cause public notice thereof to be given by advertisement signed by himself, set up in at least five public places within said described territory, and published once in one newspaper circulating therein at least ten days prior to the day so fixed for such election.

Special election.

Notice given.

4. Such special election shall be held at the time and place so appointed and shall be conducted by the board of registry and election of the township of Pequannock which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Pequannock shall give public notice of such meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election, and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters, with instructions in the following form:

Election, how conducted.

Registry.

Notice to revise register of voters.

Ballots.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the

Marking ballots.

CHAPTER 7, LAWS OF 1922.

word "Yes"; if you are opposed thereto make an X mark in the square to the left of and opposite the word "No".

	Yes.	Shall an act entitled "An act to incorporate the borough of Kinnelon, in the county of Morris," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Result of
election filed.

5. The officers holding said election shall, within two days after such election, make a return in duplicate of the result of such election by statements in writing and under their hands; one of which certificates or returns shall be filed forthwith with the clerk of the township of Pequannock and entered in full upon the minutes of the township committee of the township of Pequannock, and one of which certificates or returns shall be filed forthwith with the clerk of the county of Morris.

Approved February 20, 1922.

CHAPTER 8.

A Supplement to an act entitled "An act to amend an act entitled 'An act concerning the militia of the State,' " approved March fourth, one thousand nine hundred and eighteen.

WHEREAS, The morale and efficiency of the Fifty-seventh Infantry Brigade, National Guard of this State, has been reduced to a point where it ceases to be a military asset; and

Preamble.

WHEREAS, This condition has existed for a period of more than one year and with no indications of any improvement; and

Preamble.

WHEREAS, The brigade is maintained at great expense by the State of New Jersey and the Federal Government without adequate return for the monies expended; therefore

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The Fifty-seventh Infantry Brigade of the New Jersey National Guard as hereinafter provided be and it is hereby disbanded, and all the commissioned officers and enlisted men of the said brigade shall be transferred to the National Guard Reserve.

Fifty-seventh
Brigade dis-
banded.

2. There shall be organized a new infantry brigade to be formed and organized in conformity with the laws governing the army of the United States and the regulations issued by the Secretary of War, to be designated and stationed as follows:

New brigade
organized.

(a) Fifty-seventh Infantry Brigade:

Headquarters and Headquarters Company to be stationed by the Brigade Commander when elected.

Designation;
how com-
posed.

(b) One Hundred and Thirteenth Infantry:

Headquarters, Headquarters Company, Sanitary Detachment, Service Company, Howitzer Company, First Battalion Headquarters and Headquarters Company, Companies B, C and D, Newark; Company A, Orange; Second Battalion Headquarters and Headquarters Com-

One Hundred
and Thirteenth
Infantry.

pany, Companies E and F, Paterson; Company G, Hackensack; Company H, Passaic; Third Battalion Headquarters and Headquarters Company, Companies I, K and L, Jersey City; Company M, Morristown.

One Hundred
and Four-
teenth In-
fantry.

(c) One Hundred and Fourteenth Infantry:

Headquarters, Headquarters Company, Service Company, Howitzer Company, Camden; First Battalion Headquarters and Headquarters Company, Companies C and D, Elizabeth; Company A, New Brunswick; Company B, Somerville; Second Battalion Headquarters and Headquarters Company, Company H. Trenton; Company E, Mount Holly; Company F, Burlington; Company G, Asbury Park; Third Battalion Headquarters and Headquarters Company, Company M, Bridgeton; Company I, Salem; Company K, Millville; Company L, Vineland; Sanitary Detachment to be stationed where organized.

Elections of
officers.

3. Pending the completion of the organization of the regiments and the brigade, elections for commissioned officers shall be held in the following order:

(a) To fill all vacancies in companies.

(b) After filling all vacancies in companies, for field officers.

(c) After filling all vacancies for field officers of regiments, for brigadier general.

Transferred
officers.

4. Officers transferred to the National Guard Reserve under the provisions of this or former acts, or to the unassigned or retired lists of the National Guard, shall not be assigned to command or to any duty in the Infantry Brigade as reorganized until such officers shall have been duly elected and commissioned as provided for in the Constitution and Laws of this State.

Orders to
carry act into
effect.

5. The Governor shall cause to be issued the necessary orders for carrying the provisions of this act into effect and preliminary thereto before said unit is disbanded shall file a request for and obtain the consent of the President of the United States for the disbandment, as provided by the Act of Congress known as the National Defense Act, which requirement shall not be construed in any way as a waiver or limitation of the right

of the Legislature to provide for enrolling, organizing and arming the militia.

6. This act shall take effect immediately but this act shall not become operative until the consent of the President of the United States has been obtained as herein provided for. When act operative.

7. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealer.

Passed February 21, 1922.

CHAPTER 9.

An Act by which the State of New Jersey agrees with the State of New York upon the Comprehensive Plan for the development of the Port of New York, pursuant to the compact authorized by the two States and signed April thirtieth, one thousand nine hundred and twenty-one, and consented to and approved by Congress and the President of the United States, August twenty-third, one thousand nine hundred and twenty-one, and authorizing and empowering The Port of New York Authority to effectuate the same, and making an appropriation therefor.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

WHEREAS, The States of New York and New Jersey, Preamble.
on the thirtieth of April, one thousand nine hundred and twenty-one, pursuant to chapter 154 of the Laws of 1921 of New York and chapter 151 of the Laws of 1921 of New Jersey, did enter into a compact or agreement which pledged the two States to faithful co-operation in the future planning and development of the Port of New York, and which, furthermore, created the Port of New York District, as therein described, and The Port of New York Authority, a body

politic and corporate, as an instrumentality or agency of the two States to effectuate such pledge of co-operation; and

- Preamble.** WHEREAS, The said compact or agreement provides in article X thereof that the "Legislatures of the two States, prior to the signing of this agreement, or thereafter as soon as may be practicable, will adopt a plan or plans for the comprehensive development of the port of New York;"
- Plan adopted.** Now, therefore (the State of New York by appropriate legislation concurring therein), the following be and it is hereby adopted as the Comprehensive Plan for the development of the Port of New York, under and pursuant to said compact or agreement:
- Principles:** 1. Principles to Govern the Development:
- Unification;** First—That terminal operations within the Port District, so far as economically practicable, should be unified;
- Consolidated shipments;** Second—That there should be consolidation of shipments at proper classification points, so as to eliminate duplication of effort, inefficient loading of equipment, and realize reduction in expenses;
- Direct routing;** Third—That there should be the most direct routing of all commodities, so as to avoid centers of congestion, conflicting currents and long truck hauls;
- Union stations;** Fourth—That terminal stations established under the Comprehensive Plan should be union stations, so far as practicable;
- Co-ordination;** Fifth—That the process of co-ordinating facilities should, so far as practicable, adapt existing facilities as integral parts of the new system, so as to avoid needless destruction of existing capital investment and reduce so far as may be possible the requirements for new capital; and endeavor should be made to obtain the consent of local municipalities within the Port District for the co-ordination of their present and contemplated port and terminal facilities with the whole plan;
- Bulk freight;** Sixth—That freight from all railroads must be brought to all parts of the port wherever practicable without cars breaking bulk, and this necessitates tunnel connection between New Jersey and Long Island, and

tunnel or bridge connections between other parts of the port;

Seventh—That there should be urged upon the Federal authorities improvement of channels, so as to give access for that type of waterborne commerce adapted to the various forms of development which the respective shore fronts and adjacent lands of the port would best lend themselves to;

Channel improvements;

Eighth—That highways for motor truck traffic should be laid out so as to permit the most efficient inter-relation between terminals, piers and industrial establishments not equipped with railroad sidings, and for the distribution of building materials and many other commodities which much be handled by trucks; these highways to connect with existing or projected bridges, tunnels and ferries;

Motor truck traffic;

Ninth—That definite methods for prompt relief should be devised which can be applied for the better co-ordination and operation of existing facilities while larger and more comprehensive plans for future development are being carried out.

Definite methods.

2. The bridges, tunnels and belt lines forming the Comprehensive Plan are generally and in outline indicated on maps filed by the Port of New York Authority in the offices of the Secretaries of the States of New York and New Jersey, and are hereinafter described in outline.

Plans and maps.

3. Tunnels and Bridges to Form Part of the Plan.

Tunnels and bridges.

(a) A tunnel or tunnels connecting the New Jersey shore and the Brooklyn shore of New York to provide through line connection between the transcontinental railroads now having their terminals in New Jersey with the Long Island Railroad and the New York Connecting Railroad on Long Island, and with the New York Central and Hudson River Railroad, and the New York, New Haven and Hartford Railroad in the Bronx, and to provide continuous transportation of freight between the Queens, Brooklyn and Bronx sections of the port to and from all parts of the westerly section of the port for all of the transcontinental railroads.

Connecting New Jersey and Brooklyn.

(b) a bridge and/or tunnel across or under the Arthur Kill, and/or the existing bridge enlarged, to pro-

Arthur Kill.

vide direct freight carriage between New Jersey and Staten Island.

Location of bridges and tunnels.

(c) The location of all such tunnels or bridges to be at the shortest, most accessible and most economical points practicable, taking account of existing facilities now located within the Port District, and providing for and taking account of all reasonably foreseeable future growth in all parts of the district.

Connections with island of Manhattan.

4. Manhattan Service.

The island of Manhattan to be connected with New Jersey by bridge or tunnel, or both, and freight destined to and from Manhattan to be carried underground, so far as practicable, by such system, automatic electric as hereinafter described or otherwise, as will furnish the most expeditious, economical and practicable transportation of freight, especially meat, produce, milk and other commodities comprising the daily needs of the people. Suitable markets, union inland terminal stations and warehouses to be laid out at points most convenient to the homes and industries upon the island, the said system to be connected with all the transcontinental railroads terminating in New Jersey and by appropriate connection with the New York Central and Hudson River Railroad, the New York, New Haven and Hartford and the Long Island Railroads.

Markets, terminals, etc.

Belt lines:

5. Belt Lines.

The numbers hereinafter used correspond with the numbers which have been placed on the map of the Comprehensive Plan to identify the various belt lines and marginal railroads.

Middle Belt Line, connections;

No. 1.—Middle Belt Line—Connects New Jersey and Staten Island and the railroads on the westerly side of the port with Brooklyn, Queens, the Bronx and the railroads on the easterly side of the port. Connects with the New York Central Railroad in the Bronx; with the New York, New Haven and Hartford Railroad in the Bronx; with the Long Island Railroad in Queens and Brooklyn; with the Baltimore and Ohio Railroad near Elizabethport and in Staten Island; with the Central Railroad Company of New Jersey at Elizabethport and at points in Newark and Jersey City; with the Pennsylvania Railroad in Newark

and Jersey City; with the Lehigh Valley Railroad in Newark and Jersey City; with the Delaware, Lackawanna and Western Railroad in Jersey City and the Secaucus Meadows; with the Erie Railroad in Jersey City and the Secaucus Meadows; with the New York, Susquehanna and Western, the New York, Ontario and Western and the West Shore Railroads on the westerly side of the Palisades above the Weehawken tunnel.

The route of the Middle Belt Line as shown on said map is in general as follows: Commencing at the Hudson river at Spuyten Duyvil running easterly and southerly generally along the easterly side of the Harlem river, utilizing existing lines so far as practicable and improving and adding, where necessary, to a connection with Hell Gate Bridge and the New Haven Railroad, a distance of approximately seven miles; thence continuing in a general southerly direction, utilizing existing lines and improving and adding, where necessary, to a point near Bay Ridge, a distance of approximately eighteen and one-half miles; thence by a new tunnel under New York bay in a northwesterly direction to a portal in Jersey City or Bayonne, a distance of approximately five miles, to a connection with the tracks of the Pennsylvania and Lehigh Valley Railroads; thence in a generally northerly direction along the easterly side of Newark bay and the Hackensack river at the westerly foot of the Palisades, utilizing existing tracks and improving and adding where necessary, making connections with the Jersey Central, Pennsylvania, Lehigh Valley, Delaware, Lackawanna and Western, Erie, New York, Susquehanna and Western, New York, Ontario and Western, and West Shore Railroads, a distance of approximately ten miles. From the westerly portal of the Bay Tunnel and from the line along the easterly side of Newark bay by the bridges of the Central Railroad of New Jersey (crossing the Hackensack and Passaic rivers) and of the Pennsylvania and Lehigh Valley Railroads (crossing Newark bay) to the line of the Central Railroad of New Jersey running along the westerly side of Newark bay and thence southerly along this line to a connection with the Baltimore and Ohio Railroad south

Route of
Middle Belt
Line;

of Elizabethport utilizing existing lines so far as practicable and improving and adding where necessary, a distance of approximately twelve miles; thence in an easterly direction crossing the Arthur Kill, utilizing existing lines so far as practicable and improving and adding where necessary, along the northerly and easterly shores of Staten Island to the new city piers and to a connection, if the City of New York consent thereto, with the tunnel under the Narrows to Brooklyn, provided for under chapter 700 of the Laws of the State of New York for 1921.

Bronx;

No. 2.—A marginal railroad to the Bronx extending along the shore of the East river and Westchester creek connecting with the Middle Belt Line (No. 1), and the New York, New Haven and Hartford Railroad in the vicinity of Westchester.

**Queens and
Brooklyn;**

No. 3.—A marginal railroad in Queens and Brooklyn extending along Flushing creek, Flushing bay, the East river and the upper New York bay. Connects with the Middle Belt Line (No. 1), by lines No. 4, No. 5, No. 6 and directly at the southerly end at Bay Ridge. Existing lines to be utilized and improved and added to and new lines built where lines do not now exist.

Extension;

No. 4.—An existing line to be improved and added to where necessary. Connects the Middle Belt Line (No. 1), with the marginal railroad No. 3 near its northeasterly end.

Extension;

No. 5.—An existing line to be improved and added to where necessary. Connects the Middle Belt Line (No. 1), with the marginal railroad No. 3 in Long Island City.

Greenpoint;

No. 6.—Connects the Middle Belt Line (No. 1), with the marginal railroad No. 3 in the Greenpoint section of Brooklyn. The existing portion to be improved and added to where necessary.

Jamaica bay;

No. 7.—A marginal railroad surrounding the northerly and westerly shores of Jamaica bay. A new line. Connects with the Middle Belt Line (No. 1).

**Southeast
Staten Island;**

No. 8.—An existing line, to be improved and added to where necessary. Extends along the southeasterly shore of Staten Island. Connects with Middle Belt Line (No. 1).

No. 9.—A marginal railroad extending along the westerly shore of Staten Island and a branch connection with No. 8. Connects with the Middle Belt Line (No. 1), and with a branch from the outer belt line (No. 15).

West Staten
Island;

No. 10.—A line made up mainly of existing lines, to be improved and added to where necessary. Connects with the Middle Belt Line (No. 1) by way of marginal railroad No. 11. Extends along the southerly shore of Raritan bay and through the territory south of the Raritan river reaching New Brunswick.

Raritan river
and bay;

No. 11.—A marginal railroad extending from a connection with the proposed outer belt line (No. 15) near New Brunswick along the northerly shore of the Raritan river to Perth Amboy, thence northerly along the westerly side of the Arthur Kill to a connection with the Middle Belt Line (No. 1) south of Elizabethport. The portion of this line which exists to be improved and added to where necessary.

Along Raritan
river, etc.;

No. 12.—A marginal railroad extending along the easterly shore of Newark bay and the Hackensack river and connects with the Middle Belt Line (No. 1). A new line.

Newark bay
and Hacken-
sack river;

No. 13.—A marginal railroad extending along the westerly side of the Hudson river and the Upper New York bay. Made up mainly of existing lines—the Erie Terminals, Jersey Junction, Hoboken Shore, and National Docks Railroads. To be improved and added to where necessary. To be connected with Middle Belt Line (No. 1).

Along Hud-
son river;

No. 14.—A marginal railroad connecting with the Middle Belt Line (No. 1), and extending through the Hackensack and Secaucus Meadows.

Hackensack
and Secaucus
Meadows;

No. 15.—An outer Belt Line, extending around the westerly limits of the Port District beyond the congested section. Northerly terminus on the Hudson river at Piermont. Connects by marginal railroads at the southerly end with the harbor waters below the congested section. By spurs connects with the Middle Belt Line (No. 1) on the westerly shore of Newark bay and with the marginal railroad on the westerly shore of Staten Island (No. 9).

Outer Belt
line;

Manhattan electric system.

Two levels.

Food products.

Freight transfers.

Union terminal stations.

Location, system of tunnels, bridges terminals, etc.

Changes in plan.

Development of port.

No. 16.—The automatic electric system for serving Manhattan Island. Its yards to connect with the Middle Belt Line and with all the railroads of the Port District. A standard gauge underground railroad deep enough in Manhattan to permit of two levels of rapid transit subways to pass over it. Standard railroad cars to be brought through to Manhattan terminals for perishables and food products in refrigerator cars. Cars with merchandise freight to be stopped at its yards. Freight from standard cars to be transferred onto wheeled containers, thence to special electrically propelled cars which will bear it to Manhattan. Freight to be kept on wheels between the door of the standard freight car at the transfer point and the tailboard of the truck at the Manhattan Terminal or the Store Door as may be elected by the shipper or consignee, eliminating extra handling.

Union terminal stations to be located on Manhattan in zones as far as practicable of equal tracking distance, as to pickups and deliveries, to be served by this system.

Terminals to contain storage space and space for other facilities. The system to bring all the railroads of the port to Manhattan.

6. The determination of the exact location, system and character of each of the said tunnels, bridges, belt lines, approaches, classification yards, warehouses, terminals or other improvements shall be made by the Port Authority after public hearings and further study, but in general the location thereof shall be as indicated upon said map, and as herein described.

7. The right to add to, modify or change any part of the foregoing Comprehensive Plan is reserved by each state, with the concurrence of the other.

8. The Port of New York Authority is hereby authorized and directed to proceed with the development of the Port of New York in accordance with said Comprehensive Plan as rapidly as may be economically practicable and is hereby vested with all necessary and appropriate powers not inconsistent with the Constitution of the United States or of either state, to effectuate the same, except the power to levy taxes or assessments. It shall request the Congress of the United States to

make such appropriations for deepening and widening channels and to make such grants of power as will enable the said plan to be effectuated. It shall have power to apply to all Federal agencies, including the Interstate Commerce Commission, the War Department, and the United States Shipping Board, for suitable assistance in carry out said Plan. It shall co-operate with the State Highway Commissioners of each State so that trunk line highways as and when laid out by each State shall fit in with said Comprehensive Plan. It shall render such advice, suggestion and assistance to all municipal officials as will permit all local and municipal port and harbor improvements, so far as practicable, to fit in with said Plan. All municipalities within the district are hereby authorized and empowered to co-operate in the effectuation of said Plan, and are hereby vested with such powers as may be appropriate or necessary so to co-operate. The bonds or other securities issued by the Port Authority shall at all times be free from taxation by either State. The Port Authority shall be regarded as the municipal corporate instrumentality of the two States for the purpose of developing the port and effectuating the pledge of the States in the said compact, but it shall have no power to pledge the credit of either State or to impose any obligation upon either State, or upon any municipality, except as and when such power is expressly granted by statute, or the consent by any such municipality is given.

Federal assistance.

Aid municipal authorities.

Co-operation.

Securities not taxable.

Municipal instrumentality.

9. The sum of one hundred thousand dollars (\$100,000), or so much thereof as may be necessary, is hereby appropriated out of any moneys in the State treasury not otherwise appropriated, for the expenses of the Port Authority. The moneys hereby appropriated shall be paid out by the State Treasurer on the warrant of the Comptroller of the Treasury, upon vouchers signed by the chairman of the said Port Authority.

Appropriation.

10. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved February 23, 1922.

CHAPTER 10.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning idiots and lunatics' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which supplement was approved March twenty-fifth, one thousand eight hundred and eighty-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2 amended.

1. Section two of the act to which this is an amendment is hereby amended to read as follows:

Witnesses.

2. In hearing and determining such cases of idiocy and lunacy, said court shall call at least two respectable physicians and other credible witnesses, and fully investigate the facts of the case including said estate, and either with or without the verdict of a jury at its discretion shall decide said case and fix the amount of bond of such guardian; *provided*, that when such person is already an inmate of any lunatic asylum under and by virtue of the twentieth and twenty-first sections of the act entitled "An act to provide for the organization of the State Lunatic Asylum and for the care and maintenance of the insane," approved February twenty-three, one thousand eight hundred and forty-seven, said court may, on due proof thereof, appoint said guardian without further proceedings; *provided, further*, that if such person, while in the military, naval or marine service of the United States, or after discharge therefrom, shall have been or shall be found and determined by the medical authorities of the army, navy or marine service, or by the medical authorities of the Veterans' Bureau created by act of Congress of the United States, or of any Federal bureau, division or department to which may hereafter be committed by Congress the medical examination and care of veterans who have been discharged from such service, to be of unsound mind, whether or not such person shall have been or

Bond of guardian.
Proviso.

Proviso.

shall be committed or confined in an asylum, hospital or other institution for the care of the insane, said court may, on such proof of such finding and determination as shall satisfy the court of the fact, appoint a guardian without further proceedings, which guardian shall give bond for the faithful performance of his duties in such sum and with such surety or sureties as the needs of the particular case, at the time of such appointment, or from time to time thereafter, in the discretion of said court, may require; *and provided, further*, that whenever it shall appear upon the hearing of such case of idiocy or lunacy that the said idiot or lunatic is confined in a United States military, naval or marine hospital, then upon the production of certificates from the medical director of such military, naval or marine hospital and also from the ward surgeon of the particular ward of the said military, naval or marine hospital wherein such alleged idiot or lunatic may be confined certifying that the said alleged idiot or lunatic is confined in said military, naval or marine hospital and that by reason of the unsoundness of his mind, he is incapable of managing his property, the court shall decide said case upon the said certificates, and fix the amount of the bond of such guardian.

Proviso.

2. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER II.

An Act to amend the title and body of an act entitled
 "An act to provide for the formation and regulation
 of co-operative agricultural, dairy or horticultural
 associations," approved April twelfth, one thousand
 nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly
 of the State of New Jersey:*

1. That the title of the above-entitled act be amended
 to read as follows:

Amended
 title.

"An act to provide for the formation and regulation
 of co-operative agricultural associations, approved April
 twelfth, one thousand nine hundred and twenty."

Section 2
 amended.

2. That section two of the above-entitled act be
 amended to read as follows:

Associations
 formed under
 this act.

2. Co-operative agricultural associations, instituted
 for the purposes of mutual help, and not having capital
 stock and not conducted for profit, may be formed under
 the provisions of this act by any number of persons, not
 less than five engaged in agriculture.

Section 3
 amended.

3. That section three of the above-entitled act be
 amended to read as follows:

As agent may
 perform cer-
 tain services.

3. An association may, as agent for its members or
 any of them, perform for them services connected with
 the production, manufacture, preservation, drying, can-
 ning, storing, handling, utilization, marketing, or sale
 of agricultural products produced by them; and, for
 the agricultural purposes of such members, may per-
 form for them services connected with the purchase or
 hiring for or use by them of supplies, including live
 stock, machinery, and equipment, and the hiring of
 labor or any one or more of the kinds of service specified
 in this section.

Section 10
 amended.

4. That section ten of the above-entitled act be
 amended to read as follows:

Membership.

10. Any such association may admit as members,
 under terms and conditions prescribed in its by-laws,

persons engaged in agriculture. Any person shall forfeit his membership upon proof being made to the association that he has ceased to be engaged in agriculture. For the purposes of this article a member, other than an individual, shall be represented by an individual associate, officer or partner thereof, duly authorized. Such association may become a member of any other association formed under this act with such rights, powers and representation as may be prescribed in the by-laws and may co-operate with any other association, not conducted for profit, whether formed under this act or otherwise, for the purpose of promoting the objects for which the association organized under this act was incorporated.

Association membership.

5. That section fourteen of the above-entitled act be amended to read as follows:

Section 14 amended.

14. The association, as agent for a nonmember, may buy farm supplies for him and sell his agricultural products, and as a condition of its contract with such nonmember, may impose upon him any liability for the contracts, debts and engagements of the association which does not exceed the liability of a member, but in no case shall the association charge a nonmember for such services more than the actual cost thereof, including the pro rata part of all overhead expenses.

Acting as agent for non-members.

6. That section sixteen of the above-entitled act be amended to read as follows:

Section 16 amended.

16. The by-laws may require the members to sell all, or any part, of their specifically enumerated agricultural products, and to buy all or any part, of their specifically enumerated supplies, exclusively through the association, but, in such cases, shall specify a reasonable period in each year during which any member, by giving notice prescribed in the by-laws, may withdraw and be released from its obligation to employ the services of the association in respect to such products and supplies. The by-laws may fix, as liquidated damages, specific reasonable sums, in amounts fairly related to the actual damages ordinarily suffered in like circumstances, to be paid to the association to reimburse it for any damages which it or the members may sustain by the failure of any members to perform any obligation to the associa-

Buying and selling through the association.

Liquidated damages.

tion under the certificate of incorporation, the by-laws, or any contract with the association, and such provision shall be valid and enforceable in the courts of this State.

Repealer.

7. All acts or parts of acts inconsistent herewith are hereby repealed and this act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 12.

An Act to authorize preliminary examinations, surveys, drawings, soundings and securing of preliminary estimates for the construction of bridges or tunnels and approaches thereto where the boundary line of a county of this State is partially bounded by a stream or river, which stream or river is one of the boundaries of this State in conjunction with an adjoining State, county or municipality, to which said bridge or tunnel may connect, and provide moneys for the payment of the expenses thereof, and to issue and sell bonds to provide for all or any of the purposes aforesaid.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Bridging
dividing
stream.

1. Where the boundary line of a county of this State is partially bounded by a stream or river, which stream or river is one of the boundaries of this State, and likewise one of the boundaries of an adjoining State, the said county may, by its board of chosen freeholders, by resolution, resolve that a bridge or tunnel across such waters is a public necessity, and it may be lawful for such county by its board of chosen freeholders to authorize the making of preliminary examinations, surveys, drawings, soundings and the securing of preliminary estimates as to the cost of the construction of any

Surveys, etc.

such bridge or tunnel and approaches thereto, and to appropriate moneys to provide for the work aforesaid to an amount not exceeding ten thousand dollars (\$10,000.00), provided the State, county or municipality with which said bridge or tunnel shall connect shall appropriate a like sum to be used in conjunction with said county to pay the costs of such preliminary examinations, surveys, drawings, soundings and the securing of preliminary estimates as to the cost of construction of any such bridge or tunnel and approaches thereto; *and provided, further*, that said county shall not be authorized or empowered to incur any expense of charge whatsoever for any of the work mentioned aforesaid until the proper State, county or municipality with which said bridge or tunnel shall connect shall be duly authorized and empowered and shall enter into a binding obligation with said county to pay one-half of the costs of said preliminary examinations, surveys, drawings, soundings and the securing of preliminary estimates of the cost of the construction of any such bridge or tunnel and approaches thereto.

Appropriation
by county.

Reciprocal
action.

Proviso.

2. For the purpose of providing the moneys necessary for such preliminary examinations, surveys, drawings, soundings and securing of preliminary estimates of the cost of the construction of any such bridge or tunnel and approaches thereto, it shall be lawful for such county by its board of chosen freeholders to issue bonds or notes payable in not more than five years from the date of their issue. Such bonds or notes shall be issued under the provisions of an act entitled "An act authorizing and regulating the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, together with the supplements and amendments thereto.

Bond issue.

Term.
Issuance.

3. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 13.

An Act to amend an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 28
amended.

1. Section twenty-eight of the act to which this act is amendatory be and hereby is amended so as to read as follows:

Taking
pickerel.

28. It shall be unlawful to take, kill, catch or have in possession any pike-perch, pike or pickerel, excepting only from the fifteenth day of June to the last day of November, both dates inclusive, and from the first day of January to the twentieth day of January, both dates inclusive, of each year, under a penalty of twenty dollars for each fish so caught, killed, taken or had in possession. And it shall be unlawful for any person fishing through the ice to use more than ten lines at any one time, or to take, kill, catch or have in possession in any one day from the first day of January to the twentieth day of January, both days inclusive, more than ten in the aggregate of perch and pike-perch, ten in the aggregate of pike and pickerel. Any person who shall use more than ten lines while fishing through the ice, or take more than ten in the aggregate of perch and pike-perch, ten in the aggregate of pike and pickerel in any one day or take any fish except perch, pike-perch, pike or pickel or sell or expose for sale any perch, pike-perch, pike or pickerel so caught through the ice shall be liable to a penalty of fifty dollars. All such penalties recovered shall be remitted within ten days after the payment thereof by the court or magistrate before whom the same was recovered to the Board of Fish and Game Commissioners, who shall, upon presentation of a proper

Fishing
through ice.

Penalty.
Recovery of
penalties.

bill with proper certifications and verified by the judge of the court or by the magistrate, pay to the person swearing to the complaint in the proceeding in which said penalty was recovered, one-half of the penalty imposed, unless the person swearing to such complaint is a salaried fish and game warden.

2. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 14.

A Further Supplement to an act entitled "An act to authorize the sale of lands limited over to infants, or in contingency, in cases where said sale would be beneficial," approved March twentieth, one thousand eight hundred and fifty-seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever it shall appear to the satisfaction of the Chancellor that the lands embraced in any proceeding now pending or hereafter to be commenced under the act to which this is a supplement, have been sold and there shall be an executor, trustee, administrator cum testamento annexo, substitutionary administrator cum testamento annexo, or substituted trustee, appointed by any last will and testament or by virtue of the order or decree of any court, and by the terms of such will, such executor, trustee, administrator cum testamento annexo, substitutionary administrator cum testamento annexo, or substituted trustee has authority to collect and receive the rents and issues of all or any part of such lands during the life or lives of any person or persons named in such will or until the happening of a contingency or contingencies provided for in said will, but has no power to make sale of said lands or any interest therein; upon such executor, trustee, administra- Sale of lands.

tor cum testamento annexo, substitutionary administrator cum testamento annexo or substituted trustee giving bonds to the ordinary, in the same manner as now required upon the granting of letters of administration, in the offices of the clerk of the court wherein said will was proved or from which he received his appointment as such trustee or administrator, then it shall be lawful for the Chancellor to decree that the proceeds of sale of any lands or interest in any lands, of which said executor, trustee, administrator cum testamento annexo, substitutionary administrator cum testamento annexo or substituted trustee was entitled to the rents and profits, shall be paid over to said executor, trustee, administrator cum testamento annexo, substitutionary administrator cum testamento annexo, or substituted trustee, to be by him held and invested according to the law concerning other trust funds and the income thereof, and paid and applied by him to the person or persons entitled to the rents and profits of the lands which said monies represent; and upon the death of the person or persons so entitled to such income, or upon the happening of the contingency or contingencies provided for in the will, that said principal sum be paid to the person or persons entitled to the same under the provisions of said will.

Bond given.

Proceeds of sale.

Invested.

Use of proceeds.

Final disposition of principal.

2. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 15.

An Act providing for the retirement upon a pension of stenographic reporters.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Definition.

1. The words "stenographic reporters" as used in this act shall mean and include persons appointed by the jus-

tice of the Supreme Court holding any circuit in this State to attend in person or by proxy the sessions of the Circuit Court, Court of Oyer and Terminer, Court of Quarter Sessions and Court of Special Sessions, and perform therein the duties prescribed by the statute authorizing the appointment of stenographic reporters.

2. Any stenographic reporter duly appointed as such who has served continuously in any one circuit for at least twenty years, and who is sixty-five years of age, or more, and who is physically incapacitated from further service as such stenographic reporter, may, upon application by him in writing to the justice of the Supreme Court in whose circuit he is serving at the time of his application, be retired upon an annual pension of not more than twenty-five hundred dollars.

Application
for retirement.

Amount of
pension.

3. The amount of said pension, the age of the stenographic reporter applying to be retired upon a pension, and the fact of physical incapacity for further service, shall be fixed and determined in the following manner: The justice of the Supreme Court, in whose circuit the stenographic reporter is serving at the time of his application to be retired upon a pension, shall satisfy himself of the age and physical incapacity of the stenographic reporter applying for retirement upon a pension, and fix the amount of said pension. If the justice of the Supreme Court to whom such application is made shall be satisfied that the stenographic reporter applying for retirement upon a pension is sixty-five years of age, or more, and is physically incapacitated from further service as such stenographic reporter, he may, if under all the circumstances, he determines that the retirement of such stenographic reporter upon a pension is just and proper, make and sign two or more duplicate certificates, as the case may require, certifying that he is satisfied that the stenographic reporter applying for retirement upon a pension is sixty-five years of age, or more, and is physically incapacitated from further service as such stenographic reporter, and that he has fixed the amount of said pension at the amount stated in said certificate.

Determination
by justice.

Certificates
in duplicate.

4. One of the certificates made by the justice of the Supreme Court as aforesaid, shall be filed with the treasurer of each county composing such circuit of the

Certificates
filed with
treasurers.

Pension paid
monthly.

Supreme Court in which such justice of the Supreme Court presides, and another certificate shall be filed with the State Treasurer; and thereupon said stenographic reporter so applying for retirement on a pension shall be annually paid in equal monthly instalments during his lifetime, a pension in the amount fixed as hereinbefore provided by said justice of the Supreme Court; and said pension shall be paid out of the same funds and in the same manner as the salary or compensation of said stenographic reporter was paid to him while acting as such stenographic reporter.

5. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 16.

A Supplement to an act entitled "An act concerning evidence (Revision of 1900)," approved March twenty-third, one thousand nine hundred.

BE IT ENACTED by the *Senate and General Assembly of the State of New Jersey*:

Certification
of papers by
attorneys on
order of court.

1. Any order, rule or paper in any suit or proceeding in any of the courts of this State, when directed to be certified to be a true copy, by any judge of any of the courts of this State, by an attorney at law or solicitor in Chancery of New Jersey, shall be legal and effectual when so certified to be a true copy by such attorney at law or solicitor in Chancery, as directed by the judge, in such order, rule or paper, for the purpose of making service of a copy of such order, rule or paper, as if the same had been certified under the signature of the clerk of the court in which such suit or proceeding is pending.

2. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 17.

An Act to authorize any city to change the form of restrictions imposed upon lands conveyed by said city from conditions with right of re-entry to covenants to run with the land, and to validate such changes heretofore made.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In any case where any city shall have heretofore conveyed or shall hereafter convey any lands of said city upon or subject to any condition or conditions as to the use of said lands or as to the use, nature, cost or location of any building or buildings erected or to be erected thereon, or as to any or some or all of such matters, upon breach of which the title to said lands shall become forfeited and shall revert to said city, or said city may re-enter said lands and hold the same to itself, then said city may, upon application of the owner or owners of such lands, by resolution of its governing board or body, without payment of any consideration, provide for the change of such conditions to the form of covenants to run with the land and to bind the then present and future owners thereof, their successors, heirs, and assigns, so that such owners shall not be released from the obligation to keep and observe the restrictions imposed by said conditions and each of them, and may authorize the execution of a proper instrument on behalf of such city to effect such change and to release such conditions as conditions. Such change in the form of such restrictions shall not be held to be a sale by said city of such lands or any right or interest therein.

Change in
restrictions
in conveyance
by city.

Obligations
continued.

2. Any instrument heretofore executed on behalf of any city to effect the change of the form of conditions as to the use of lands conveyed by said city or as to the use, nature, cost or location of any building or buildings erected or to be erected thereon, or as to any or some

Instruments
validated.

or all of such matters, upon breach of which the title to said lands shall become forfeited, and shall revert to said city, or said city may re-enter said lands and hold the same to itself, to the form of covenants to run with the land and to bind the then present and future owners thereof, so that such owners should not be released from the obligation to keep and observe the restrictions imposed by said conditions and each of them, and to release such conditions as conditions, shall be and they are hereby declared valid and effectual, notwithstanding that such instrument shall have been authorized by resolution instead of by ordinance, and not withstanding that no consideration shall have been paid therefor.

3. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 18.

An Act to authorize towns to exchange a part of their park lands for contiguous lands for park purposes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Exchanging
lands for
park purposes.

1. It shall be lawful for the governing body of any town in this State to convey in the manner herein provided a part of any lands owned, used or acquired by it for park purposes, in exchange for contiguous lands to be conveyed to said town, of equal or practically equal area, if in the judgment of the board or body having charge of the public parks of said town, and of the governing body of said town, such exchange would be for the better use, improvement or development of the park lands of said town: *provided*, that such lands as may be acquired by said town in such an exchange shall become an addition to the park lands remaining in said town, and shall in conjunction therewith be devoted to park purposes only.

Proviso.

2. Upon certification to the governing body of the town by the board or body having charge of the public parks therein that in the judgment of the latter board or body an exchange of lands, specifically describing both the lands to be conveyed and the lands to be acquired, would be for the better use, improvement or development of the park lands owned by said town, the governing body may by ordinance provide for such exchange of lands and authorize the exchange of proper deeds of conveyance therefor.

Exchange
made by
ordinance.

3. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 19.

An Act to incorporate the township of Upper Deerfield,
in the county of Cumberland.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The inhabitants of that portion of the township of Deerfield, in the county of Cumberland, contained within the limits hereinafter set forth are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the Township of Upper Deerfield, in the county of Cumberland, and shall be governed by the general laws of this State relating to townships.

Corporate
title.

2. The territorial limits of said township shall be all that portion of Deerfield township bounded and described as follows:

Boundaries
of township
of Upper
Deerfield.

Beginning at a point north of Husted Station at the intersection of the east line of the right of way of the West Jersey and Seashore Railroad and the boundary line of the counties of Cumberland and Salem; thence along the east line of said right of way southwestwardly a distance of five and three-quarter miles, more or less, until said line intersects the northerly boundary line of

the city of Bridgeton; thence westwardly, along the boundary line of the city of Bridgeton, to the center of Cohansey creek; thence northerly, up the center thereof, to the boundary line of the county of Salem; thence along said boundary line northeastwardly and southeastwardly to the place of beginning.

Referendum.

3. This act shall take effect immediately, but shall not operate to affect the incorporation of the territory above described as a township until it shall have been accepted by a majority vote of the qualified voters residing in the above described territory at a special election to be held within sixty days from the passage of this act between the hours of six A. M. and seven P. M.

Special election.

Notice and conduction of election.

4. The clerk of the township and the county board of elections shall perform the same services in submitting this question to the qualified voters residing in the above described territory as provided for in the laws governing the general election, and the same county board of elections shall also provide the necessary ballots to be voted at such election, upon which shall be printed the proposition, with instructions to the voter, in the following form:

Ballots.

Marking ballots.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes." If you are opposed thereto, make an X mark in the square to the left of and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the township of Upper Deerfield, in the county of Cumberland," be adopted?
	No.	

If the voter make an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

If the voter shall make an X mark in black ink or pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposi-

tion, and in case no mark shall be made in the square to the left of and opposite either the word "Yes" or "No," it shall not be counted as a vote either for or against such proposition.

The officers holding said election in each of said election districts shall, immediately at its close, certify in writing, under their hands in duplicate, the result thereof, one of which certificates shall be filed forthwith with the clerk of the township of Deerfield and one with the clerk of the county of Cumberland. The county board of elections shall proceed to canvass and determine the vote cast at said election at the time and in the manner provided by law, and a statement of the total result of said canvass shall be filed in the county clerk's office, and the county clerk shall thereupon forward to the Secretary of State and the clerk of the township of Deerfield, respectively, a certified copy of such statement.

Result of
election cer-
tified.

Statements
filed.

Approved February 23, 1922.

CHAPTER 20.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two, and regulating the disbursement thereof," approved April second, one thousand nine hundred and twenty-one.

WHEREAS, Upon an appeal taken by the Public Service Railway Company from an order of the Board of Public Utility Commissioners fixing a rate of fare for the Public Service Railway Company to charge, the said company has been allowed by the Federal court to charge and is now charging a fare higher than the said Board of Public Utility Commissioners deter-

Preamble.

Preamble.

mined would be just and reasonable; AND WHEREAS, the continuance of said higher fare is dependent upon further decision by the Federal Court following investigation by a master appointed by said court, and the decision of the Supreme Court of the United States to which an appeal from the decision of the Federal court has been taken; AND WHEREAS, it is of great importance to the people of New Jersey that the law and the facts in support of the order of the Board of Public Utility Commissioners should be fully presented to the master and to the Supreme Court of the United States; AND WHEREAS, when the appropriation to the Board of Public Utility Commissioners was made for the current fiscal year this was not anticipated and the appropriation of money for the use of the commission is insufficient for the purpose; therefore,

Preamble.

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Appropriation
for legal
purposes.

1. That the sum of twenty-five thousand dollars be added to the appropriation of the Board of Public Utility Commissioners to be used in whole or in part, as may be necessary, in the presentation to the master and to the Supreme Court of the United States of the law and the facts in support of the order of said board fixing the rate of fare for the Public Service Railway Company to charge.

Use of appro-
priation.

2. The amount hereby appropriated shall be in addition to any sum heretofore appropriated for the use of the Board of Public Utility Commissioners for the current fiscal year, and shall be available for use until the conclusion of the proceedings before the Federal Courts in which the order of the said board is at issue.

3. This act shall take effect immediately.

Approved February 23, 1922.

CHAPTER 21.

An Act to permit counties which have made appropriations for the purchase of an armory site in a municipality within the county to rescind such appropriations and reappropriate such moneys for the purchase of an armory site in another municipality in such county.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. When in any county of this State an appropriation has been made for the purchase of an armory site by order of the State Military Board, and no part of such appropriation has been expended therefor, and the military unit for which such armory site was to have been provided has been disbanded, and wherein the county has issued bonds for the purchase of such site, and has funds on hand for the purchase of the site aforesaid, then and in such case the board of freeholders by an appropriate resolution may rescind such an appropriation, and such board of freeholders are hereby authorized by an appropriate resolution to reappropriate such moneys for the purpose of the purchase of a site for an armory in another municipality within said county for the use of another military unit within said county, when an appropriate request is made to such board of freeholders by the State Military Board for the purchase of an armory site in such another municipality.

Rescinding
appropriation
by free-
holders.

Reappropriation for
another site
for armory.

2. This act shall take effect immediately.

Approved February 28, 1922.

CHAPTER 22.

An Act to repeal an act entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903),' approved April fourteenth, one thousand nine hundred and three," which supplement was approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Chapter 220,
Laws 1921
repealed.

I. An act entitled "A supplement to an act entitled 'An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903),' approved April fourteenth, one thousand nine hundred and three," which supplement was approved April eighth, one thousand nine hundred and twenty-one, be and the same hereby is repealed.

2. This act shall take effect immediately.

Approved February 28, 1922.

CHAPTER 23.

An Act to repeal an act entitled "An act to incorporate the First Judicial District of the County of Camden," approved March nineteenth, nineteen hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Act repealed.

I. An act entitled "An act to incorporate the First Judicial District of the County of Camden," approved

March nineteenth, nineteen hundred and twenty, be and the same is hereby repealed.

2. This act is to take effect the thirtieth day of April, Act effective.
nineteen hundred and twenty-two.

3. All acts and parts of acts inconsistent herewith are Repealer.
hereby repealed.

Passed March 1, 1922.

CHAPTER 24.

An Act to validate and confirm contracts entered into by any borough for the laying or constructing of pavements, curbs, and paving streets or roads, and authorizing the issuance of certificates of indebtedness or bonds to pay for the work done in pursuance of such contracts, notwithstanding the omission of such borough to advertise the ordinances authorizing such work after the final passage thereof and before the execution of the contracts for the doing of the work.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

I. Whenever contracts have heretofore been entered into by any borough for the laying and constructing of pavements, curbs, and paving streets or roads, before the proper advertisement of the final passage of the ordinances authorizing the doing of the work provided for in such contracts, all proceedings with relation to such ordinances and the execution of such contracts are hereby authorized, validated and confirmed, notwithstanding any defect or irregularity arising by reason of the failure of the borough to properly advertise such ordinances after the final passage thereof and before the execution of the contracts, and all certificates of indebtedness or bonds issued or to be issued to pay for the work done or to be done pursuant to such contracts, are ratified, confirmed and validated, and shall be taken

Contracts for
street im-
provements
by boroughs
validated.

Bond
validated.

Proviso.

and held in all courts and places to be legal and valid obligations of the borough issuing the same, notwithstanding the omission or irregularity aforesaid; *provided*, the certificates of indebtedness or bonds so issued or to be issued shall not bear interest at more than the legal rate, nor exceed the amount limited by law to be issued by such borough.

2. This act shall take effect immediately.

Approved February 28, 1922.

CHAPTER 25.

An Act to authorize any citizen of New Jersey who has served in the military or naval forces of the United States in any war and who was wounded or disabled in line of duty, and who has completed any of the vocational institutional courses in any college or school prescribed by the Federal Government, to qualify for the study of accounting, architecture, law and nursing without the taking of preliminary examinations therefor.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Certificates
furnished
soldiers show-
ing vocational
studies.

1. Whenever by any law of this State or by the rules and regulations of the State Board of Public Accountants, the State Board of Architecture, the Board of Bar Examiners, and the Supreme Court, and the Board of Nurses, applicants are required to possess preliminary qualifications according to standards prescribed by any of the said statutes, rules and regulations, or by the Commissioner of Education, any citizen of New Jersey who has served in the military or naval forces of the United States in any war and who was wounded or disabled in line of duty, and who has completed any of

the vocational institutional courses in any college or school now authorized and prescribed by the Federal Government, shall, upon filing with the Commissioner of Education a certificate certifying that such citizen of New Jersey has completed any of the said vocational institutional courses in any college or school, obtain from the Commissioner of Education a certificate certifying that such person is qualified for the study of any of the professions named in this act, and such certificate of the Commissioner of Education shall be and is hereby declared to be the equivalent of the preliminary certificates or the requisite academic counts now prescribed by said statutes, rules, and regulations or by the Commissioner of Education.

Value of
certificate.

2. This act shall take effect immediately.

Approved March 1, 1922.

CHAPTER 26.

An Act relating to under-sheriffs in the several counties of this State.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. It shall be lawful for the sheriffs in all counties of this State to select and appoint an under-sheriff or under-sheriffs, not more than two in number, who shall hold office during the pleasure of the sheriff making the appointment or his successor in office. Said under-sheriffs shall be included in the unclassified service of the Civil Service. This act shall apply to under-sheriffs now or hereafter in office.

Appointment
of under-
sheriffs.

2. All acts or parts of acts inconsistent with this act be and the same are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Approved March 1, 1922.

CHAPTER 27.

An Act to empower cities of this State to sell and convey to certain counties, as sites for State armories, certain lands of such cities, which lands have been acquired by such cities for other public purposes.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

County may
acquire site
for armory
from city.

1. Whenever any county of this State, acting through its governing body, shall be desirous of acquiring, as a site for a State armory, from any city in said county, any lands formerly used as a cemetery and thereafter acquired by such city for park or other public purposes and which lands, in the opinion of the governing body of said city, are no longer needed or desired by said city for park or other public purposes, the said city may sell and convey such lands to said county, at a price mutually agreeable to the governing body of said city and of said county, for dedication and conveyance by said county to the State as an armory site, under any law of this State authorizing a county to dedicate and convey lands to the State for use as an armory site.

2. This act shall take effect immediately.

Approved March 1, 1922.

CHAPTER 28.

An Act to amend the title and body of an act entitled "An act constituting eight hours' service a full day's labor for deputy keepers and guards employed in or about the New Jersey State Prison and the New Jersey State Reformatory," approved March twenty-sixth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The title of an act entitled "An act constituting eight hours' service a full day's labor for deputy keepers and guards employed in or about the New Jersey State Prison and the New Jersey State Reformatory," approved March twenty-sixth, one thousand nine hundred and nineteen, be and the same is hereby amended so that the title of said act shall read as follows:

Title amended.

An act constituting eight hours' service a full day's labor for deputy keepers and guards employed in or about the New Jersey State Prison, the New Jersey State Reformatory and the State Prison Farm at Leesburg.

New title.

2. Section one of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Section 1 amended.

1. Hereafter eight hours' service shall constitute a full day's labor for deputy keepers and guards employed in or about the New Jersey State Prison, New Jersey State Reformatory, and the State Prison Farm at Leesburg, and no deputy keeper or guard of the said institutions or farm shall hereafter be required to work regularly longer than eight hours in any day of twenty-four hours; *provided, however,* that this shall not be construed so as to reduce the salary, wages or other compensation now received by such employees for such labor.

Eight hours a day's service.

Proviso.

3. This act shall take effect immediately.
Approved March 2, 1922.

CHAPTER 29.

An Act for the preservation of fish in the waters of the county of Atlantic, and in the waters of Great bay, Little Egg Harbor bay, Rainbow bay and Great Egg Harbor bay adjacent thereto.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Closed season for net fishing in certain waters.

1. It shall be unlawful for any person or persons to set, haul or use any gill net, drift net, seine or fyke net in any of the inland tidal waters of the county of Atlantic or in any of the waters of Great bay, Little Egg Harbor bay, Rainbow bay, or Great Egg Harbor bay adjacent thereto, between the fifteenth day of June and the first day of September, both dates inclusive of each year; *provided, however*, that nothing herein contained shall be construed to prevent the taking of minnows, shrimp or other bait fish.

Proviso.

Penalty.

2. Any person or persons violating any of the provisions of this act shall be liable to a penalty of fifty dollars for each offense, to be sued for and recovered in the same manner and by the person or persons authorized to sue for and recover penalties under the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the acts supplementary thereto and amendatory thereof.

Repealer.

3. All acts or parts of acts inconsistent herewith are hereby repealed.

4. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 30.

An Act to amend an act entitled "A supplement to an act entitled 'An act respecting the Orphans' Court and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates'" (Revision of 1898), which act was approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the aforesaid act is hereby amended to read as follows:

Section 1
amended.

1. The surrogate of the county in which the deceased shall be resident at the time of his death, or in case the deceased be not a resident of the State of New Jersey, then the surrogate of the county in which the accident occurred from which his death resulted shall have the power and authority to grant letters of administration ad prosequendum to the person or persons entitled by law to ordinary administration, and such administrator shall not be required to give bond as is required by law in other cases of administration.

Administra-
tion in case
of accidental
death.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 31.

An Act to amend an act entitled "A further supplement to an act entitled 'An act for the punishment of crimes (Revision of 1898),' " approved June fourteenth, one thousand eight hundred and ninety-eight, which further supplement was approved March twenty-eighth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

1. Section one of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Carrying
dangerous
weapons a
misdemeanor.

1. Any person who shall carry any revolver, pistol, firearm, bludgeon, blackjack, knuckles, sand-bag, slung-shot or other deadly, offensive or dangerous weapon, or any stiletto, dagger or razor or any knife with a blade five inches in length or over concealed in or about his clothes or person, shall be guilty of a misdemeanor; *provided, however,* that nothing in this act shall be construed to prevent any sheriff, prosecutor, deputy sheriff,

Proviso;
exceptions.

jailor, police officer, constable, State detective, member of a legally organized detective agency, or any other peace officer, Fish and Game Commissioner or regular fish and game warden from carrying weapons when engaged in the discharge of his duty, nor to duly authorized military or civil organizations when parading, nor to members thereof when going to and from the places of meeting of their respective organizations; nor shall this act apply to any person having a written permit to carry such weapon, firearm, stiletto, razor, dagger, or knife, or slung-shot, obtained from and signed by the mayor of any city, borough or other municipality, or from any judge of the Court of Common Pleas, which permits such officers are hereby authorized to grant. Such permits shall be issued at the place of residence of the person obtaining the same, and when issued shall be

Carrying
by permit.

Issuance
of permits.

in force in all parts of the State for a period of one year from date of issue, unless sooner revoked by the officer granting the same, and said permit shall be dated and shall be recorded in the office of the clerk of the county where granted within ten days after the granting of same, and in the event of the recipient failing to record the same as herein provided, said permit shall be deemed and taken to be revoked and canceled. *It is further* ^{Proviso.} *provided*, that nothing contained herein shall prevent any person from keeping or carrying about his or her place of business, dwelling house or premises any of such weapons, firearms, stilettos, daggers, razors, knives or slung-shots, or from carrying the same from any place of purchase to his or her dwelling house or place of business, or from his or her dwelling house or place of business to any place where repairing is done, to have the same repaired and returned; *and it is provided, fur-* ^{Proviso.} *ther*, that nothing in this act shall be construed to make it unlawful for any person to carry a gun, rifle or knife in the woods or fields, or upon the waters of this State, for the purpose of hunting or target practice.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 32.

An Act providing for the return of moneys collected under the provisions of an act entitled "An act providing for a payment to the State by an employer operating under section two of an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder,' approved April fourth, one thousand nine hundred and eleven, upon the death, without dependents, of an employee as a result of an injury received in the course of this employment," approved March fourth, one thousand nine hundred and eighteen, as amended by act approved April eleventh, one thousand nine hundred and nineteen.

- Preamble.** WHEREAS, Pursuant to the provisions of the act above recited, approved March fourth, one thousand nine hundred and eighteen, as amended by act approved April eleventh, one thousand nine hundred and nineteen, certain moneys approximating the sum of twenty-five thousand dollars have been paid to the Commissioner of Labor of the State of New Jersey, which moneys are now on deposit in the name of said Commissioner of Labor; and
- Preamble.** WHEREAS, The Supreme Court and the Court of Errors and Appeals of this State have declared said act approved March fourth, one thousand nine hundred and eighteen, as amended by act approved April eleventh, one thousand nine hundred and nineteen, to be unconstitutional and void; and
- Preamble.** WHEREAS, Said Commissioner of Labor is desirous of returning the moneys so paid as aforesaid to those persons entitled thereto;

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The Commissioner of Labor is hereby directed and authorized to return the sums of money paid to him under the provisions of said act approved March fourth, one thousand nine hundred and eighteen, as amended by act approved April eleventh, one thousand nine hundred and nineteen, to such persons entitled thereto, without interest, and the interest that has accumulated thereon shall be paid by the Commissioner of Labor to the Treasurer of the State of New Jersey to be credited by the Comptroller to the general expense account of the Department of Labor to be used to that extent in reimbursing said Department of Labor for the expense incurred in collecting said sums.

Certain moneys collected by Commissioner of Labor to be returned.

Interest.

2. This act shall take effect immediately.
Approved March 2, 1922.

CHAPTER 33.

An Act to amend an act entitled "An act to authorize the organization of corporations to construct dams in the rivers and streams within this State, or between this and any other State, for the purpose of generating, distributing and selling water power and electric power," approved May eighteenth, one thousand eight hundred and ninety-seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section two of the act to which this act is an amendment is hereby amended to read as follows:

Section 2 amended.

2. All companies that may be hereafter established by virtue of this act, for the purpose of damming rivers and streams in this State, or between this and any other State, shall have power to construct, erect and maintain

Damming streams.

- dams on rivers and streams at such points on said rivers and streams and at such heights as may be by them deemed necessary or advisable, and the right to flow back and raise the water in such rivers or streams above such dam to a height not exceeding ten feet above common low water of such rivers and streams; *provided*, that for dams on navigable streams the Board of Conservation and Development may require the construction of such canals, locks, gates, shoots or other openings through or by said dams as, after a public hearing, it may determine that the interests of navigation require; *and also provided*, that where judged necessary by it said board may require all dams constructed under this act to be provided with a fishway for the passage of shad and other fish; *and also provided*, that the plans and construction of such dams shall be approved by the Board of Conservation and Development, and any company failing to comply with the provisions of this section shall thereby forfeit the franchises given it by this act.
2. This act shall take effect immediately.
Approved March 2, 1922.

Height of
water.

Proviso.

Proviso.

Proviso.

CHAPTER 34.

An Act to amend an act entitled "An act to provide for and regulate appeals from any District Court of the State to the Supreme Court," approved April third, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 3
amended.

Time for
settlement.

1. Section three of said act be and the same hereby is amended to read as follows:

3. Such case shall be agreed upon or settled within twenty-five days after such determination or direction, unless the judge shall grant further time for that purpose.

Approved March 2, 1922.

CHAPTER 35.

A Supplement to an act entitled "An act to enable cities in this State, located on or near the ocean, and embracing within their limits or jurisdiction any beach or ocean front, to open and lay out a public park or place for public resort or recreation, on and along the beach or ocean front of such city, and to purchase or condemn lands, property and rights therefor, and to preserve the same from obstruction or encroachment," approved April twenty-sixth, one thousand eight hundred and ninety-four; authorizing the construction and maintenance of a "Convention Hall pier," structure or improvement, in such public park and oceanward thereof under certain circumstances, providing for the management and regulating the use of such "Convention Hall pier," structure or improvement, or for the leasing thereof for a term of years, and providing methods for the financing thereof, so as to enable such cities to eventually carry out the scheme provided for in said act.

WHEREAS, Certain cities in this State located on or near the ocean and embracing within their limits or jurisdiction certain beach or ocean front, which heretofore have undertaken to carry out and complete the scheme created by the act to which this act is a supplement, have been unable to do so except in part because of the conditions hereinafter recited; and

Preamble.

WHEREAS, In certain of said cities that may have received a dedication of a portion of the lands necessary for the creation of said park or place for public resort or recreation, there remain certain other lands and premises that have not been so dedicated and which are necessary to the completion of the scheme created in said act; and

Preamble.

Preamble. WHEREAS, Such cities, in the judgment of their common council or other governing body, have found or may find it impossible to either purchase or condemn such lands and premises so needed for the completion of said public park or place for public resort or recreation because of the financial difficulties involved and other barriers to same; and

Preamble. WHEREAS, In the judgment of the Legislature it is both necessary and advisable that said cities be assisted in completing the scheme created by said act through intermediate stages by acquiring said lands and premises that have not been so dedicated for the purposes aforesaid by purchase or condemnation in the manner and method provided in this supplement; therefore

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Providing for
constructing a
"Convention
Hall pier."

I. In any city in this State in which a public park or place for public resort or recreation shall heretofore have been or shall hereafter be laid out and opened under or in pursuance of the powers and authority conferred by the act to which this is a supplement, but in which such city the scheme created by said act shall not have been completed because of the situation and circumstances set forth in the preamble of this supplement, it shall be lawful for the common council or other governing body of such city, by ordinance duly passed after notice as herein provided, and upon lands and property within the boundaries of such park and oceanward thereof, which have heretofore been, or which shall hereafter be purchased or condemned under or in pursuance of said act (not including, however, lands and property actually dedicated without money consideration other than one dollar), to cause or permit (as hereinafter provided) to be erected (above the strand and the ocean and upon piling) and maintained as a part of such public park or place for public resort or recreation, a public "Convention Hall pier," structure or improvement, for public resort and recreation, with public halls, auditoriums, lecture rooms, theatres, spaces and enclosures for the sale of articles and commodities (not including intoxicating liquor, which, under no circumstances, may

Objects and
use.

be sold upon such land, "Convention Hall pier," structure or improvement), and amusement and entertainment and instructive devices and attractions on and in such pier, structure or improvement for the use and entertainment of the public under such regulations as such common council or other governing body shall from time to time prescribe, which common council or other governing body shall have full power and authority to pay the cost of such purchase or condemnation and improvement and to borrow the money therefor, and to issue the bonds of such city, with or without such land and improvement being mortgaged as security for the money so borrowed, or to make such other arrangements and contracts for such purchase or condemnation and improvement, either directly and immediately or by authorizing and permitting such purchase and construction and the use thereof for the purposes aforesaid during a term of years by private parties, with ultimate reversion thereof to such city free of indebtedness, and for the raising, defraying, or procuring reimbursement of the money for the cost thereof as to it shall seem proper, and to provide or contract for the management, by commission or otherwise, of such public "Convention Hall pier," structure and improvement, or for a lease thereof in whole or in parts for a term of years for the purposes aforesaid, and under such reasonable regulations as it shall see fit to prescribe, or for the letting out of the use thereof and of the various parts thereof for meetings, conventions and public functions and entertainments, and to fix or authorize the fixing of the admission to be charged thereto and to the various parts thereof, and the prices which may be charged for the commodities sold thereon, and the rents or charges for the letting of space and concessions thereon; with full power to delegate such powers in whole or in part to a commission or commissions to be by it from time to time appointed under such reasonable regulations as it may provide; the net income and rentals received by such city from such management, contracts and letting, however, to be applied exclusively to the expenses to such city of running, maintaining, repairing and improving such "Convention Hall pier," structure or im-

Regulations.

Provision for costs.

Bond issue.

Purchase or condemnation.

Reversion to city.

Management of pier.

May lease for conventions, etc.

Admission.

Rentals.

Use of net income.

**Repayment
of principal.**

provement, and to the payment of interest for money borrowed or contracted for in whatever form for the cost of purchasing such land and property and erecting such "Convention Hall pier," structure or improvement, and for the repayment of the principal of the money so borrowed or contracted for according to such terms as such council or other governing body may prescribe; all to the end and intent that such city may be enabled to carry out and complete the scheme of such public park or place for public resort or recreation, as provided in the act to which this is a supplement.

**Width and
length.**

2. Any "Convention Hall pier," structure or improvement, which may be erected as aforesaid, may extend (upon piling as aforesaid) not exceeding the same width as, and its center line in a straight line with the center line of, the portion thereof within the boundaries of said public park as prescribed by said act to which this is a supplement, oceanward of the outer or oceanward boundary line of said public park as so prescribed, to such extent or length not exceeding five thousand feet, as said common council or other governing body may from time to time direct or authorize by ordinance duly passed after notice as aforesaid; in which event the portion of such "Convention Hall pier," structure or improvement, oceanward of said public park shall be under the same control and regulations and municipal authority, and shall be a part of such public park to the same extent as it would be under the provisions of section one of this act if it were entirely embraced within the limits of said public park.

**Control and
regulation.**

**Notice of
intent to pass
ordinance.**

3. Before any ordinance for the construction or extension or enlargement of a "Convention Hall pier," structure or improvement, as by this act authorized, shall be finally passed by any such common council or other governing body, notice of an intention to pass an ordinance for the purpose aforesaid and of the time and place within such city, when and where parties interested and the public may appear before a special or regular meeting of such common council or other governing body and voice their objections, if any they have, thereto, shall be given by newspaper publication in each issue of at least two newspapers published in such city,

Publication.

or, in the absence of one or both of such newspapers so published, then in one or two (as the case may be) newspapers published in the county in which such city is situate, during a period of two weeks immediately prior to the date fixed for such meeting. Notice so published shall be held to be full and complete notice to all parties in any way interested in the ordinance as the same shall finally be passed at or within sixty days after such meeting, and of the proposed construction of a "Convention Hall pier," structure or improvement, in accordance with the powers hereby conferred.

4. All acts and parts of acts inconsistent with the provisions of this act be and the same are, to the extent of such inconsistency only, hereby repealed; *provided, however,* that nothing in this supplementary act contained shall have the effect or be construed to have the effect of repealing or abrogating any of the stipulations, covenants or conditions of or provided for in the act to which this is a supplement, or of or in the ordinances or deeds of dedication or conveyance executed in pursuance of such act; but that the provisions herein contained shall have the effect of deferring the operation of such stipulations, covenants and conditions, where inconsistent with said provisions, as applied to such "Convention Hall pier," structure or improvement and premises aforesaid, until the ultimate completion of such cities full and unfettered possession of such pier and premises as a part of such park scheme by the re-payment out of the net proceeds of such pier and premises of the moneys, principal and interest, which shall be borrowed in pursuance hereof for the acquirement, erection and maintenance thereof and the termination of the contracts or leases made hereunder to accomplish that result.

5. This act shall take effect immediately.

Approved March 2, 1922.

Repealer.

Proviso.

Conditions not affected.

Operations deferred.

Re-payment.

CHAPTER 36.

An Act authorizing the governing body of any municipality to appropriate moneys for the use of the free public library of such municipality.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Use of money
paid by li-
brary to
municipal
treasury.

1. It shall be lawful for the governing body of any municipality to appropriate in the current budget for the use of the free public library of such municipality a sum equal to the amount of the money paid into the general treasury by said free public library in the preceding fiscal year. Such sum when so appropriated, shall be available for expenditure by the board or body having charge of the free public library of such municipality for library purposes, shall be in addition to sums otherwise appropriated by law for library purposes and shall be controlled by the same laws as other budget appropriations.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed.

3. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 37.

An Act to amend an act entitled "An act to provide for the purification of the waters of the Passaic river within the Passaic valley sewerage district, prohibiting the discharge of sewage or other polluting matter into said portion of said river after a fixed date, and authorizing municipalities lying in whole or in part within the Passaic valley sewerage district, from the territory of which sewage or other polluting matter is or may be discharged into said portion of said river, to enter into contracts with each other and with the Passaic Valley Sewerage Commissioners, for the interception and disposal of such sewage or other polluting matter, and to provide the necessary funds therefor," approved March eighteenth, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this is an amendment, as the same was amended by chapter 50 of the Laws of 1921, is hereby amended to read as follows:

Section 1
amended.

1. Every municipality, corporation and individual is hereby prohibited and forbidden to discharge, directly or indirectly, any sewage or other polluting matter into the waters of the Passaic river at any point between the Great falls, in the city of Paterson, and the mouth of said river at Newark bay, or into any tributaries of the Passaic river which empty into the Passaic river between said points, after the thirty-first day of December, one thousand nine hundred and twenty-three; and the Passaic Valley Sewerage Commissioners are hereby authorized and empowered to enforce the provisions of this act over and throughout all municipalities which may, or the inhabitants of which may, directly or indirectly, discharge sewage or other polluting matter into

Discharge of
sewage into
certain por-
tions of
Passaic river
prohibited.

Enforcement
of act.

the waters of the Passaic river between the points above designated, or into the tributaries aforesaid, after the said thirty-first day of December, one thousand nine hundred and twenty-three.

**Municipalities
affected to
be notified.**

The Passaic Valley Sewerage Commissioners are hereby authorized and directed, within thirty days of the approval of this act, to notify each municipality from which sewage or other polluting matter is or may be discharged into the said river between said points, either directly or indirectly, and the inhabitants thereof, that the discharge of sewage and other polluting matter into the waters of the said river must be discontinued on or before the thirty-first day of December, one thousand nine hundred and twenty-three.

**How notice
served.**

Such notice shall be in writing, signed by the president and secretary of Passaic Valley Sewerage Commissioners, and shall be served upon the clerk or the equivalent officer of every such municipality, and shall be published in one of the newspapers printed and circulating in the counties of Passaic, Bergen, Hudson and Essex for two consecutive weeks, once in each week, such public notice to be in the following form:

**Wording of
notice.**

To whom it may concern: Public notice is hereby given that the discharge of sewage and other polluting matter into the waters of the Passaic river at any point between the Great falls, at the city of Paterson, and Newark bay, and into the tributaries of said river emptying therein between said points, is prohibited, and must cease and be discontinued after December thirty-first, one thousand nine hundred and twenty-three.

**Bringing suits;
jurisdiction
of court.**

The Passaic Valley Sewerage Commissioners are further authorized and empowered to institute in their corporate name suits at law or in equity as may be deemed necessary or appropriate to enforce the provisions of this section of the act after said thirty-first day of December, in the year one thousand nine hundred and twenty-three; and the Court of Chancery of this State is hereby vested with special jurisdiction to enforce the provisions of this section of this act in a summary manner upon application of the Passaic Valley Sewerage Commissioners.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 38.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was itself approved April twelfth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Amend section three of the act to which this is an amendment so that it shall read as follows:

Section 3
amended.

3. The State Board of Education shall purchase and if necessary shall take and condemn in the manner provided by law regulating the ascertainment and payment of compensation for property condemned and taken for public use (Revision of 1900), a suitably located site in Hudson county, and shall erect thereon a building or buildings for the use of said normal school.

Site for
normal school
in Hudson
county.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 39.

An Act entitled "A supplement to an act to increase the compensation under the statute awarding compensation to employees injured in the course of their employment, being a supplement to an act entitled 'An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder,'" approved April fourth, one thousand nine hundred and eleven, and the supplements thereto and the amendments thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Examination
of female
operatives.

1. In all cases under this act where it shall be necessary to make a physical examination of a female employee in an inquiry to award compensation, such examination shall be made by a female physician if the same is requested by such female employee.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 40.

An Act to incorporate the township of Harding, in the county of Morris.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Corporate
name.

1. The inhabitants of that portion of the township of Passaic, in the county of Morris, contained within the

limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of The Township of Harding, in the county of Morris, and shall be governed by the general laws of the State relating to townships.

2. The territorial limits of the said township shall be as follows:

Boundaries
of township
of Harding.

All that portion thereof lying north of a line described as follows:

Beginning at a point where the Black brook flows into the Passaic river adjoining the township of Bernards, in the county of Somerset, and running in a northeasterly direction in a straight line to a point in the center of the road leading from Kutcher's corner to Green Village at a turn in said road just north of the house on the farm known as the Lum farm; thence continuing in the same line in a northeasterly direction to the present dividing line between Chatham township and Passaic township and there to end.

3. This act shall not operate to effect the incorporation of the inhabitants of the above-described territory as a township of this State until it shall have been accepted by a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held on the second Tuesday of the second month after the approval of this act, at which special election shall be submitted the question of the adoption or rejection of this act; said election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. at the polling place within said territory to be designated by the Morris county board of elections.

Referendum.

The clerk of said township of Passaic shall cause public notice of the time, place and object of such election to be given by advertisement by himself and set up at least ten days prior to such election in at least five public places within the said described territory, which said advertisement shall also be published once in a newspaper circulating within said described territory at least ten days prior to such election.

Notice of
election.

4. Said election shall be conducted by the present board of registry and election for the first election district of the township of Passaic, in the county of Mor-

Election, how
conducted.

Register and
its revision.

ris. The register of voters used at the last general election shall be used at said special election by the election board of said first election district of the said township of Passaic; and said board shall meet on Tuesday preceding the said election at the said designated polling place for the said first election district of Passaic township aforesaid, from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry list of the voters residing in the above-described territory and qualified to vote at said election, in the manner provided under the general election laws of this State. Public notice of such meeting shall be given by the said board of registry and election at least ten days before said meeting by advertisement set up in at least five public places in said above-described territory, which advertisements shall be signed by the members of the board of registry and election for the said first election district of the township of Passaic aforesaid.

Notice of
meeting of
board.

Ballots.

5. The clerk of said township shall provide sample ballots and deliver the same to the said board of registry and election at least ten days before election. The said board of registry and election shall mail a sample ballot, at least five days prior to said election, to every legal voter within the above-described territory.

Question to
be submitted.

6. Upon the ballots provided for said election shall be printed the proposition, with instructions to the voters, in the following form:

If you favor the proposition printed below make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto make an X mark in the square to the left of and opposite the word "No".

	Yes	
	No	

Marking
ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word

"Yes," it shall be counted as a vote in favor of said proposition.

If the voter shall make an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition, and in case no mark shall be made in the square to the left of and opposite either the word "Yes" or "No," it shall not be counted as a vote either for or against such proposition.

The said officers holding said election shall immediately at its close certify in writing, under their hands, in duplicate, the result thereof, one of which certificates shall be filed immediately with the clerk of the township of Passaic and one with the clerk of the county of Morris. The county board of elections shall proceed to canvass and determine the vote cast at said election at the time and in the manner provided by law, and a statement of the total result of said canvass shall be filed in the said county clerk's office, and the county clerk shall thereupon forward to the Secretary of State and the clerk of the township of Passaic, respectively, a certified copy of such statement.

7. In case this act shall be adopted by a majority of the legal voters of the said territory voting at said special election, then this act shall take effect on September first, one thousand nine hundred and twenty-two, but the officers elected at the first election thereafter shall not take office until January first, one thousand nine hundred and twenty-three: and until then the officers of the township of Passaic shall continue to govern the aforesaid territory and its inhabitants as heretofore.

Approved March 2, 1922.

Result certified.

Canvass by county board.

Result filed.

When act effective.

When officers take office.

CHAPTER 41.

A Supplement to an act entitled "An act authorizing the division of townships into street-lighting districts and the erection and maintenance of street lights therein, and the election of street-light commissioners in said district," passed May twenty-fifth, one thousand eight hundred and ninety-four.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Return of
moneys raised
for street
lighting in
townships but
not used.

1. Whenever the legal voters of any street-lighting district set off and established by the township committee of any township under the act to which this act is a supplement shall have elected three commissioners of such street-lighting district and shall have determined the sum of money to be raised and expended, within such district in any year for the erection and maintenance of street lights in said district, and the sum so fixed and appropriated shall have been assessed and levied upon the taxable property within such lighting district as authorized by the act to which this act is a supplement; and if, after the assessing and levying of said taxes, the said commissioners of any such street-lighting district shall have been unable to contract for the erection and maintenance of street lights within such district or shall have failed or neglected for any other reason to provide for the erection and maintenance of street lights within the said district and the money appropriated and levied as taxes shall not have been paid over to or expended by said street-lighting commissioners during the year for which said commissioners were elected, the collector of taxes for the township in which such lighting district is set off, upon receiving from the commissioners of any such lighting district a certificate in writing that they were unable to provide for the erection and maintenance of street lights within their district for said year, is hereby authorized to pay back and return to the taxpayers of said street lighting district.

the taxes paid by such taxpayers respectively for the erection and maintenance of street lights within such lighting district for the year in which no lights were erected or maintained.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 42.

A Supplement to an act entitled "An act authorizing the appointment of boards of harbor commissioners in cities of this State fronting on, or containing within their borders, navigable or tidal waters, and prescribing their powers and duties; and providing for the improvement of harbors and water fronts, and the regulation and use thereof, and the extension of shipping facilities; the acquisition of lands and property by purchase or condemnation; the acquisition of lands under water or riparian lands from the State; and the raising of funds for the aforesaid purposes by the levy of taxes or the issuance of bonds," approved April fifteenth, one thousand nine hundred and eleven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. In any city of this State where a board of harbor commissioners have been appointed or may be appointed, and any improvement is contemplated by the said board of harbor commissioners, the cost of which the governing body of the city desire to spread over a period of two or more years, it shall be lawful for the governing body of every such city, by resolution, to authorize any unexpended balance to the credit of the board of harbor commissioners in any fiscal year to be carried over to the credit of the said board of harbor commissioners for

Unexpended
balance carried to credit
of harbor commissioners.

Proviso.

Proviso.

the succeeding year so as to create a fund to defray the expenses of the proposed improvement; *provided, however*, that said sum shall at no time exceed ten thousand dollars; *and further provided*, that if work on the proposed improvement is not begun within five years from the adoption of the resolution by the governing body, at the end of the fifth fiscal year any unexpended balance created by the provisions of this act shall revert to the general funds of the city.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 43.

A Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Hungarian
partridge pro-
tected for
five years.

1. It shall be unlawful for five years from the passage of this act to capture, kill, injure, destroy or have in possession, any Hungarian partridge under a penalty of twenty dollars for each Hungarian partridge captured, killed, injured, destroyed or had in possession, to be recovered in accordance with the provisions of the act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the amendments thereof and the supplements thereto.

2. This act shall take effect immediately.

Approved March 2, 1922.

CHAPTER 44.

An Act to incorporate the borough of Paramus, in the county of Bergen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The inhabitants of that portion of the township of Midland, county of Bergen, hereinafter set forth and described are hereby constituted and declared to be a body corporate in fact and in law by the name of "Borough of Paramus," and as such shall be governed by the general laws of this State relative to boroughs. Corporate name.

2. The boundaries of said borough shall be as follows: Boundaries of borough of Paramus.

"Beginning at the intersection of Linwood avenue and the Saddle river, and running from thence eastward along the centre line of Linwood avenue and boundary lines of the village of Ridgewood, Washington township and the borough of Emerson to the west boundary line of the borough of Delford, on Forrest avenue; thence southward along the said boundary to the boundary of the borough of Riverside; thence southward along the west boundary of the borough of Riverside to the boundary of the township of New Barbadoes; thence southward to the boundary of the borough of Maywood; thence northwestward along the said boundary and southwestward along the said boundary to its intersection with the northerly right of way line of the New Jersey and Hudson River Railway, all of the above being along the present boundary of the township of Midland; thence northwesterly along the northerly right of way line of the New Jersey and Hudson River Railway to its intersection with the center line of the Saddle river; thence northward, following the course of said river, to the point of beginning."

3. This act shall take effect immediately; *provided*, Referendum. it shall not operate to effect the incorporation of the inhabitants of the above-described territory as a borough of this State until it shall have been adopted by

Special election. a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held within the said territory within sixty days from the approval of this act, at which special election shall be submitted the question of the approval or disapproval of this act; such special election shall be held within the said territory between the hours of six o'clock A. M. and six o'clock P. M. of a day and at a place within the said territory to be fixed by the clerk of the township of Midland in the county of Bergen, who shall cause public notice thereof to be given by advertisement signed by himself, set up in at least five public places within said described territory, and published once in one newspaper circulating therein at least ten days prior to the day so fixed for such election.

Notice given. 4. Such special election shall be held at the time and place so appointed and shall be conducted by the boards of registry and election of the township of Midland which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said boards of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Midland shall give public notice of such meeting of said boards of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election, and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters, with instructions in the following form:

Election, how conducted. If you favor the proposition printed below make an × mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto make an ×

Register of voters.

Notice of meeting of board of registry.

Ballots.

Question submitted.

mark in the square to the left of and opposite the word "No".

	Yes	Shall an act entitled "An act to incorporate the borough of Paramus in the county of Bergen" be adopted?
	No	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes" it shall be counted as a vote in favor of such proposition.

Marking ballots.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No" it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No" it shall not be counted as a vote for or against such proposition.

5. The officers holding said election shall, within two days after such election, make a return in duplicate of the result of such election by statements in writing and under their hands; one of which certificates or returns shall be filed forthwith with the clerk of the township of Midland and entered in full upon the minutes of the township committee of the township of Midland and one of which certificates or returns shall be filed forthwith with the clerk of the county of Bergen.

Result ascertained and certified.

Approved March 2, 1922.

CHAPTER 45.

An Act to amend an act entitled "An act to amend 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which amendment was itself approved April tenth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 249
amended.

I. Amend section two hundred and forty-nine of the act to which this is an amendment so that it shall read as follows:

Membership
begins.

249. (1) Membership in the retirement system shall begin not earlier than the first day of September, nineteen hundred and nineteen.

Classes of
members.

(2) The membership of the retirement system shall consist of the following classes of teachers:

Class A.

Class A. All persons who become teachers after the first day of September, nineteen hundred and nineteen, and whose appointment is made subsequent to the passage of this act, shall become members of the retirement system by virtue of their appointment as teacher; *provided*, that any person who may become a teacher after September first, nineteen hundred and nineteen, who before the passage of this act shall have made an agreement to teach in the schools of this State as a consideration for the instruction received in any normal school of the State shall not be compelled during the life of such agreement to become a member of the retirement system when he shall enter the service as a teacher, but shall, however, become a member after the expiration of such agreement by virtue of any subsequent appointment as teacher, but he may become a member at any time by filing an application as hereinafter described; *provided, further*, that any person who shall have signed a contract for the position of a teacher prior to the

Proviso.

Proviso.

passage of this act, whose services thus contracted for shall extend beyond the first day of September, nineteen hundred and nineteen, shall not be compelled to become a member of the retirement system when he shall enter the service under such contract as a teacher, but he may do so by filing an application as hereinafter described.

Class B. All teachers in the service on September first, nineteen hundred and nineteen, who are not members of the Teachers' Retirement Fund at the time of the passage of this act, who, during their service as a teacher on or before the first day of September, nineteen hundred and twenty, shall file with the board of trustees an application for membership.

Class C. All teachers in the service on September first, nineteen hundred and nineteen, who became members of the Teachers' Retirement Fund by virtue of their appointment as teacher since January first, nineteen hundred and eight, who, during their service as a teacher on or before the first day of September, nineteen hundred and twenty, shall file with the board of trustees an application for membership.

Class D. All teachers in the service on September first, nineteen hundred and nineteen, who became members of the Teachers' Retirement Fund before the first day of January, nineteen hundred and eight, and who during their service as a teacher on or before the first day of September, nineteen hundred and twenty, shall file with the board of trustees an application for membership.

Class E. All teachers, who do not come under the provisions of class A, B, C or D, who within a year after their appointment or after the passage of this act, shall file with the board of trustees an application for membership.

Any member who has been enrolled or who shall be enrolled under class A as a new member prior to one thousand nine hundred and twenty-three and who has had ten years or more of service as a teacher in the public schools of New Jersey may by resolution of the board of trustees have his or her membership changed from that of new entrant to present entrant and be

entitled to all the benefits and privileges granted by this act to present entrants.

Applications.

(3) Application for membership under class B, C, D and E, and the certificate of enrollment in case of class A member, shall be in such form and contain such information as the board of trustees shall designate, and furthermore, the application for membership in case of class C, D and E shall contain a waiver of all rights and privileges as a member or prospective beneficiary of the Teachers' Retirement Fund.

Waiver.

Copies of application filed.

The board of trustees shall file one copy of the application for membership or certificate of enrollment in the retirement system as a permanent record in its office, and one copy with the employer of the applicant, which shall constitute a notice to such employer to deduct the percentage of salary as defined by this article.

Time for application extended.

(4) The board of trustees may, in its discretion, extend the period for filing any application for membership provided for herein, but no extension shall carry the date beyond the year nineteen hundred and twenty-three.

As to future applications.

(5) Any teacher who does not elect to become a member while eligible to membership under the provisions as to class B, C, D or E, and who is not eligible to membership under the provisions as to class A, may become a member thereafter upon application in accordance with the rules and regulations of the board of trustees, but with a limited allowance for prior service as hereinafter provided for new entrants.

Membership may be denied.

(6) This board of trustees may, in its discretion, deny the right to become members to any class of teachers whose compensation is only partly paid by the State, or who are serving on a temporary or any other than a per annum basis, and it may also, in its discretion, make optional with members in any such class their individual entrance into membership.

Absence to forfeit membership.

(7) The membership of any person in the retirement system shall cease if he shall be continuously absent without pay for a period of more than two years, or if in any five-year period after he last became a member, he shall render less than two years of school-service, or upon the withdrawal by a contributor of his accumulated

deductions as provided in this article or upon retirement on a pension, or at death but not otherwise, except as provided in this article.

2. This act shall take effect immediately.

Approved, March 3, 1922.

CHAPTER 46.

An Act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," ' approved October nineteenth, one thousand nine hundred and three, which supplement was approved April twenty-seventh, one thousand nine hundred and eleven, and which amendment was itself approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Amend section two of the act to which this is an amendment so that it shall read as follows:

Section 2 amended.

2. The general supervision and control of public instruction shall be vested in a State Board of Education which shall consist of eight members, not more than four of whom shall be members of the same political party, and not more than one of whom shall be a resident of any one county. Said members shall be male citizens who have resided within the State for not less than five years immediately preceding the date of their appointment. They shall be appointed by the Governor by and with the advice and consent of the Senate for the following terms, to commence on the first day of July, one thousand nine hundred and eleven: one for one year, one for two years, one for three years, one

Membership of State Board of Education.

Qualifications.

Terms.

- for four years, one for five years, one for six years, one for seven years, and one for eight years; annually thereafter one member shall be appointed by the Governor for a term of eight years; *provided*, that after January first, one thousand nine hundred and twenty-one, said State Board of Education shall consist of ten members, not less than two of whom shall be women, not more than five of whom shall be members of the same political party, and not more than one of whom shall be residents of any one county. Said members shall be citizens who have resided within the State for not less than five years immediately preceding the date of their appointment. The two new members, in addition to the eight already provided, shall be appointed by the Governor by and with the advice and consent of the Senate for terms of eight years. Vacancies shall be filled for the unexpired term.
- Proviso.**
- Women on board.**
- Citizenship.**
- New members.**
- Vacancies.**
- Office.** A suitable room in the State House at Trenton shall be provided for the use of the board.
- Meetings.** Said board shall meet in the State House in Trenton, at such times as their rules may prescribe in each and every month, and at such times and places within the State as in its judgment may be necessary. Its meetings, as well as those of every board of education in the State, shall be public and shall commence not later than eight P. M.
- Powers:** In addition to the powers now conferred by law upon the State Board of Education it shall
- System of bookkeeping:** I. Prescribe a uniform and simple system of bookkeeping for use in all school districts, and compel all school districts to use the same.
- Supervising principals:** II. Appoint, upon application, a supervisor principal over the schools in two or more districts whenever in its opinion it is advisable so to do, and apportion the expense equitably among the districts.
- Approval of secondary schools:** III. Withhold or withdraw its approval of any secondary school whenever in its opinion its academic work, location or enrollment and per capita cost of maintenance shall not warrant its establishment or continuance.
- Fix rates for pupils outside district:** IV. Fix rates to be paid by a district for the tuition of children sent from it to the schools of other districts,

when the districts cannot agree among themselves as to the proper rate, and require any district having the necessary accommodations to receive pupils from other districts at rates agreed upon or which it may fix in the event of disagreement.

V. Compel the production at such time and place within the State as it may designate of any and all books, papers and vouchers in any way relating to schools or to the receipt or disbursement of school moneys; compel the attendance before it or before any of its committees or before the Commissioner of Education or one of his assistants or before the business manager at such time and place as it may designate of any member of a board of education or of any person in the employ of a board of education, and suspend from office any person refusing to attend or to submit such books, papers and vouchers as he may have been directed to produce.

Production
of records
and witnesses;

VI. Issue subpoenas signed by its president and secretary compelling the attendance of witnesses and the production of books and papers in any part of the State before it or before any of its committees or before the Commissioner of Education or one of his assistants or before the business manager.

Subpoenas;

VII. If necessary, take and condemn land and other property in the manner provided by law regulating the ascertainment and payment of compensation for property condemned and taken for public use (Revision, 1900) whenever authorized by the Legislature to purchase land or other property. Conduct all school and other building operations coming within its direct supervision, and all construction or repair work allied thereto within the appropriations specifically provided for the State Board of Education in each case for said work. The State Board of Education may employ, with the approval of the State House Commission, such technical assistants as each building operation necessitates, and the Treasurer of the State may pay on the warrant of the Comptroller for the services of legally registered architects, engineers and other technical assistants to prepare plans, specifications and drawings and for inspectors from the specific appropriations for the building or buildings or repairs they are retained to plan or

Acquire land
and conduct
building op-
erations.

Technical
assistants.

Architect
selected by
competition.

Choice
certified.

Proviso.

inspect, at a rate which shall not be in excess of the schedule of minimum charges adopted by the American Institute of Architects, or by the American Institute of Electrical Engineers or by the American Society of Mechanical Engineers, or by the American Society of Civil Engineers. The State Board of Education may select by competition from among the architects legally registered in the State, an architect to design any specific building or structure. The designs of the competitors shall be judged by the State Board of Education. Should the State Board of Education discover among the competitors any whose designs indicate his ability to solve the problems acceptably, it shall certify its first choice and the competitor so certified shall be appointed by the State Board of Education to design the specific building or structure competed for; *provided*, said building or structure is a State school or other State building coming within the direct supervision of the State Board of Education.

2. This act shall take effect immediately.

Approved March 3, 1922.

CHAPTER 47.

An Act authorizing mayors of certain cities to appoint commissions to change the lines and boundaries of wards and election districts and to increase or decrease the number thereof.

BE IT ENACTED *by the Senate and General Assembly, of the State of New Jersey:*

Commission
to define
ward lines.

1. In every city of this State, now having within its territorial limits a population of not less than seventy-five thousand nor more than one hundred thousand inhabitants by the last census, the mayor thereof, within thirty days after the passage of this act, shall appoint three commissioners, who shall be residents and legal

voters of such city, not more than two of whom shall be of the same political party, to fix and define the lines and boundaries of the wards of such city; and a similar commission shall be appointed for the same purpose in the month of January at the expiration of every period of ten years thereafter; and whenever any city shall come within the class aforesaid, as shown by the then last census, the mayor thereof, in the month of January thereafter, shall appoint such a commission for the purpose aforesaid, and also at the expiration of each succeeding period of ten years after the first appointment. The commissioners shall, within ten days after their appointment, take and subscribe before some other officer, duly authorized to administer oaths or affirmations, an oath or affirmation, faithfully and impartially to execute and perform the duties imposed upon them.

Decennial arrangement.

Cities coming into class.

Oath.

2. Every commission shall, within sixty days after its appointment, make a report directed to the mayor of the city in which they are appointed and file the same with the clerk thereof, in which report the boundaries and dividing lines of such wards shall be described, with an approximate statement of the population of each ward and number of voters therein; and a map showing the extent and boundaries of the wards which shall be formed by contiguous territory shall be made and filed by said commission with its report, which shall be attested and certified under the hands of the commissioners or a majority thereof, and shall remain of record in the office of the clerk of such city. Ten days after the making and filing of the report, the lines and boundaries of the wards shall be as set forth therein, and all other and former ward lines and boundaries shall thereupon be abolished, and the wards so designated and described by the commission shall be and continue the wards of the city; and thereafter all officers elected or appointed in the city, for or representing the wards thereof, shall be appointed for or elected in the wards as fixed by the report; and thereafter no change in the number of wards, or in the lines and boundaries thereof, in any such city, shall be made oftener than once in ten years.

Report.

Map.

When action effective.

Officers.

Future changes.

Majority to determine.

Assistants.

Expenses and compensation.

Continuance of officers.

Election of officers.

Terms.

3. The acts of a majority of said commissioners shall be deemed and taken to be the acts of all the commissioners, and a report signed by two commissioners shall be considered the report of the commission. The commission shall be entitled to the aid and assistance of any surveyor or other person in the employ of the city, and shall when necessary, have authority to employ a competent surveyor, and other assistants, to aid in the discharge of its duties.

4. The necessary expenses of said commissioners, and compensation for their services, and compensation for the services of a surveyor and other assistants, when necessarily employed, shall be fixed by the mayor, and paid by the city.

5. All officers elected or appointed for existing wards in any city wherein the ward lines are changed or new wards created, as herein provided, shall continue in office until their respective terms of office shall expire and until others are duly appointed or elected to take their places and shall represent the wards in which they respectively reside after such change; after such change in ward lines or creation of new wards, such officers shall be elected or appointed from each of the new wards as may have been elected or appointed from each of the wards as they formerly existed in the city. At the general election next following a change in the lines of any ward or wards or the creation of any new ward or wards a member of the governing body of such city shall be elected from each ward except those having residing therein a member of such governing body whose term will expire after the general election of the succeeding year. Such election shall be for a term of the same length as are the terms of other members of such body, but in case in any such city such members are now elected for the term of two years with varying expiration periods the governing body thereof may provide by ordinance that the member of such governing body from one or more wards may be elected for one year and another or others for two years so that thereafter the terms of one-half of the members of such governing body, as nearly as practicable, shall terminate every year.

6. The provisions of this act shall not apply to any city which is now, or shall hereafter be, governed under the provisions of an act entitled "An act relating to, regulating and providing for the government of cities, towns, boroughs and other municipalities within this State," approved April twenty-fifth, one thousand nine hundred and eleven, and as amended by "An act to amend the title and body of an act entitled 'An act relating to, regulating and providing for the government of cities, towns, boroughs and other municipalities within this State,' approved April twenty-fifth, one thousand nine hundred and eleven, so as to define the municipalities to which the act applies, as cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions, and, further, to amend said act generally," approved April second, one thousand nine hundred and twelve, during such time as said act is operative in such city. Cities ex-
cepted.

7. When any such municipality is divided into wards, or a change is made in the lines or boundaries of wards, or the number of wards increased or decreased, as hereinbefore provided, it shall be the duty of the commissioners to divide said wards into election districts or precincts. Election
districts.

8. The report of said commission shall not be filed between the tenth day of April and the day of the general election in any year; *provided*, that such report may be filed between the tenth day of April and the first day of June in the year one thousand nine hundred and twenty-two. Filing report.
Proviso.

9. All acts or parts of acts inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Passed March 6, 1922.

CHAPTER 48.

An Act to amend the title and body of an act entitled "An act to permit the mayor in certain cities having a common council, city council or board of aldermen, to vote at the organization of said body in certain cases," approved February seventh, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Title amended.

1. The title of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

New title.

An act to define the duties of the mayor in certain cities having a common council, city council or board of aldermen, in connection with the organization of said body in certain cases and the selection of persons to fill city offices or positions in certain cases.

Mayor to vote at organization of council under certain conditions.

2. In any city now or hereafter having within its territorial limits a population of not less than fifty thousand nor more than one hundred thousand inhabitants, and having a common council, city council or board of aldermen, whenever such body shall have failed or shall fail to organize for the transaction of business at its first meeting and for a period of ten days thereafter, by reason of a tie vote among its members, or the failure of any candidate to receive a sufficient number of votes to effect his election, it shall be the duty of the mayor to and he shall vote in said body for the purpose of accomplishing said organization.

Mayor voting in selecting officers.

3. Whenever, in any such city, by reason of a tie vote among its members, or the failure of any person to receive a sufficient number of votes to effect his election, such body shall have failed or shall fail for a period of five days after its organization to elect or select any person to fill any office of such city, or the position of any person whose term shall have expired, or, for ten days after any office or position shall become vacant by reason of death, resignation or other cause,

shall have failed or shall fail to fill any such office or position, it shall be the duty of the mayor to and he shall vote in said body for the purpose of electing or selecting some person to fill such office or position.

4. All acts or parts of acts inconsistent herewith are hereby repealed. Repealer.

5. This act shall take effect immediately.

Passed March 6, 1922.

CHAPTER 49.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section two of Article XXI of the act to which this act is an amendment be and the same hereby is amended to read as follows:

Sec. 2, Art. XXI amended.

2. The governing body of every municipality shall have power to purchase any sewer or drain, sewer or drain works, system of sewers or drains, or system of sewers and drains, sewer outlets, filtration beds, sewage treatment or disposal works, sewage receptacles and any or all such improvements as may be required to provide proper sewage service, or any rights, privileges, or interests therein or thereto, within or without the corporate limits of such municipality from any private individual or corporation owning the same, or from any other municipality, or may contract for the use thereof for a limited time or otherwise; *provided, however,* that where any such system of sewers, drains, sewage disposal or treatment plants or beds shall be located outside the corporate limits of the municipality purchasing the same and shall have been previously maintained and operated by the Government of the United States, to furnish sewer service to an army cantonment, that no

May purchase sewers, etc., privately owned.

Proviso.

Consent by
State board.

application for the right to purchase, maintain and operate such sewerage disposal plant shall be necessary to be made by the municipality purchasing the same to the municipality wherein the same shall be located, but the consent and approval of the State Board of Health must be obtained before such sewerage disposal plant or works may be operated by the municipality or municipalities so purchasing.

Approved March 7, 1922.

CHAPTER 50.

An Act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898),' " which supplement was approved April twenty-first, one thousand nine hundred and eleven, and which amendment was approved April fifteenth, one thousand nine hundred and fourteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2
amended.

1. Section two of the act to which this act is an amendment is hereby amended to read as follows:

Maximum and
minimum
terms set
out.

2. Every such sentence to confinement in the State Prison shall set forth a maximum term which shall be within or equal to the limit of imprisonment as provided in "An act for the punishment of crimes (Revision of 1898)," its supplements and amendments, for the crime for which the prisoner was sentenced; such sentence shall likewise set forth a minimum term, which shall not be less than one year and not more than two-thirds of such maximum term.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved March 7, 1922.

CHAPTER 51.

An Act to amend an act entitled "An act to provide for officers of the Senate and General Assembly and to fix their compensation," approved February ninth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section three of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 3
amended.

3. The following shall be the officers of the House of Assembly, and shall severally receive the annual compensation herein prescribed, that is to say:

Officers and
employees of
the Assembly
and their
compensation.

Clerk of the House, fifteen hundred dollars;

Assistant Clerk, twelve hundred dollars;

Calendar Clerk, five hundred dollars;

Speaker's Secretary, six hundred dollars;

Speaker's Assistant Secretary, five hundred dollars;

Journal Clerk, one thousand dollars;

Two Assistant Journal Clerks, five hundred dollars each;

Supervisor of Bills, thirteen hundred dollars;

Three Assistant Supervisors of Bills, six hundred dollars each;

Sergeant-at-Arms, seven hundred dollars;

Two Assistant Sergeants-at-Arms, five hundred dollars each;

Bill Clerk and one Assistant Bill Clerk, five hundred dollars each;

Clerk to Committee on Printed Bills, five hundred dollars;

Twelve clerks to committees, to be assigned to duty by the Clerk of the House, three hundred and fifty dollars each;

Three Stenographers, five hundred dollars each;

Clerk to Majority Leader and the Clerk to the Minority Leader, five hundred dollars each;

Twelve Doorkeepers, three hundred and fifty dollars each;

Fifteen File Clerks, three hundred dollars each;

Ten Pages, two hundred dollars each.

2. This act shall take effect immediately.

Passed March 8, 1922.

CHAPTER 52.

An Act respecting the employment of disabled soldiers, sailors, marines and nurses, in the service of the State or municipality thereof, and providing a penalty for violation thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Placed at top
of Civil Service
list.

1. Every soldier, sailor, marine or nurse, who has a record of disability incurred in the line of duty, in the recent war between the United States and the German Empire, and its allies, who shall pass a civil service examination for employment, in any department of the State government, or the government of any municipality of the State, and shall be as the result of such examination, placed upon the eligible list for such employment, shall be placed at the top of said eligible list, and when a vacancy occurs he or she shall be entitled to preference for such appointment over any others that may be upon said eligible list, provided he or she, having such preference, shall possess the business capacity necessary to discharge the duties of the particular position involved. If more than one soldier, sailor, marine or nurse as aforesaid, pass such examination, and is placed upon the eligible list, then the preference for any such vacancy and position, shall be given in accordance with the results of the examination.

Preference.

If more than
one name on
list.

In cases of
reductions.

2. If for the purpose of economy, or of promoting the efficiency of the public service, a reduction is made

of the employees in any department of this State, or in any municipality of the State a preference shall be given in the case of any such reduction to any soldier, sailor, marine or nurse, who has a record of disability, incurred in the line of duty, in the recent war between the United States and the German Empire, and its allies, as provided in the first section of this act, provided such soldier, sailor, marine or nurse, whose position is involved in any such reduction, shall possess the business capacity necessary to discharge the duties of said position.

Proviso.

3. No soldier, sailor, marine or nurse, mentioned and provided for in the various preceding sections of this act, shall be entitled to the benefit of this act, who shall have been convicted of a criminal offense, in any civil, military, or naval court, of competent jurisdiction.

Clear record.

4. Any public official of this State, or of any municipality thereof, or any member of the board, or other body, possessing the appointing power, referred to in this act, who shall disobey the provisions of this act, or as a member of such board, or body, votes in violation of the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined, not exceeding one thousand dollars, and be subject to imprisonment, for not exceeding one year, or both.

Violations by appointing officials.

Penalty.

5. Should any part of this act be declared unconstitutional, the remainder of the act, not affected thereby, shall continue in full force and effect.

Validity of act.

6. All acts and parts of acts, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repealer.

7. This act shall take effect immediately.

Approved March 7, 1922.

CHAPTER 53.

An Act to apportion the members of the General Assembly among the several counties of the State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Apportionment of members of General Assembly.

1. Hereafter the several counties of this State shall be entitled to elect as members of the General Assembly the number herein provided:

The county of Atlantic shall be entitled to elect two members;

The county of Bergen shall be entitled to elect four members;

The county of Burlington shall be entitled to elect one member;

The county of Camden shall be entitled to elect three members;

The county of Cape May shall be entitled to elect one member;

The county of Cumberland shall be entitled to elect one member;

The county of Essex shall be entitled to elect twelve members;

The county of Gloucester shall be entitled to elect one member;

The county of Hudson shall be entitled to elect eleven members;

The county of Hunterdon shall be entitled to elect one member;

The county of Mercer shall be entitled to elect three members;

The county of Middlesex shall be entitled to elect three members;

The county of Monmouth shall be entitled to elect two members;

The county of Morris shall be entitled to elect one member;

The county of Ocean shall be entitled to elect one member;

The county of Passaic shall be entitled to elect five members;

The county of Salem shall be entitled to elect one member;

The county of Somerset shall be entitled to elect one member;

The county of Sussex shall be entitled to elect one member;

The county of Union shall be entitled to elect four members;

The county of Warren shall be entitled to elect one member.

2. In the interpretation of this act, all references to counties shall be taken to refer to the counties as they exist at the time of the passage of this act. Interpretation.

3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealer.

Passed March 10, 1922.

CHAPTER 54.

An Act to permit citizens of municipalities within this State to express their approval or disapproval of a federation of such municipalities.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The clerk of each municipality within this State shall, at a special election to be held within such municipality, on the second Tuesday in May, submit to the voters of such municipalities lying within each county, or so many thereof as shall approve or adopt the provisions of this act, the question of uniting or federating all of the municipalities lying within each county. Referendum.

2. The manner of calling such election, providing the ballots and other accessories for the same and the conducting and determining of the result thereof shall be Procedure in calling special election.

done and performed so far as possible in the manner and method prescribed in an act entitled "An act to regulate elections" (Revision of 1920), passed May fifth, one thousand nine hundred and twenty.

Determination
of election.

3. Upon the conclusion of the election and the delivering of the ballots and election returns to the clerk of any such city or municipality, the said clerk shall tabulate and determine the result thereof, and such clerk shall present to the governing body of such municipality at the next regular meeting of such body the result of the votes cast at such election, and shall include a certification showing whether the majority of votes cast are in favor of such federation or against such federation, and such certificate shall become a part of the records of such governing body.

Proposition
stated on
ballot.

4. Upon the submission of the question of uniting or federating such municipalities, there shall be printed upon the ballot to be used at such election, substantially the following: "For the approval or disapproval of the provisions of an act of the Legislature entitled 'An act to permit citizens of municipalities lying within counties of the first class to express their approval or disapproval of a federation of such municipalities,'" Upon said ballots, immediately under such language, shall appear the phrase "For the adoption" and directly beneath the same the phrase "Against the adoption," with a square to the left of each phrase and following shall appear the words "Vote for or against the adoption. Place a cross in one square."

Charter com-
mission.

Membership.

Government.

5. If a majority of the votes cast in each of any two or more such municipalities as are described in the first section of this act, shall be in favor of such uniting or federating the governing body of such municipalities shall appoint a charter commission to consist of three citizens from each of said cities, to draft and prepare a form of charter for the municipality to be so formed by the uniting or federating of two or more municipalities as aforesaid, and which said charter commission shall petition the session of the Legislature, next succeeding their appointment, to pass an act providing for the government of such united municipality, which said charter shall be submitted to the voters thereof for their ap-

proval, and shall not become operative in any such municipality until consented to by a majority of the voters of such municipality at an election to held therein; no city, town or other municipality shall be included in such union or federation unless assented to by a majority of the voters therein.

Majority to act.

6. No such municipalities, however, shall be permitted to unite or federate unless their territories shall be contiguous, and no such election shall be held as provided for in this act until a petition praying for such referendum, signed by at least fifteen per centum of the duly qualified voters residing in at least two of said municipalities, whose territories are contiguous, shall have been presented to the Supreme Court justice holding court within the county embracing such municipalities at least forty-five days preceding the second Tuesday in May of any year, and an order shall have been made by the Supreme Court justice permitting the holding of such election for the purpose or purposes mentioned in this act.

Contiguous territory.

Petition to court.

7. After the election, as provided for in sections one, two, three and four, and not later than thirty days prior to the election, as provided for in section five, the Commissioner of Municipal Accounts of the State shall make a comprehensive valuation of the physical assets and a report of the financial condition of each municipality which has accepted the plan of uniting or federating, in such a manner and in such detail as the said commissioner shall deem proper for the purpose of presenting to the taxpayers and citizens of the several municipalities the physical and financial condition of such municipalities. Such appraisal and valuation shall be made under the direction and control of the said commissioner, who is hereby authorized and empowered to employ such technical, legal or other assistants as may be required to carry out the provisions of this section; *providing, however*, that the cost to the municipalities shall not be in excess of twenty-five dollars per diem for the services of each of such assistants. The cost of such appraisal and valuation and report shall be prorated to each of the municipalities thus appraised and valued in proportion to the assessed valuation of each municipality, and

Valuation

Condition shown.

Appraisal.

Proviso.

Cost of appraisal prorated.

the cost thus assessed and determined by the said commissioner shall be paid by such municipality upon presentation of bills certified and approved by said commissioner. Upon failure to pay such bills when rendered, the Commissioner of Municipal Accounts shall have the power to enforce collection through an action for debt in any court having competent jurisdiction. A certified copy of such appraisal and valuation shall be delivered by the said commissioner to the mayor of each municipality affected. The mayor of each such municipality shall cause such report to be published in full in at least one newspaper published in, or having a general circulation in, such municipality three weeks previous to the election provided for in section five. Such publication shall be made at least once and not more than twice in each of the three weeks preceding such election; *provided, however*, the publication herein directed may be made in connection with the notice for the election provided for in section five.

Collection enforced.

Report published.

Proviso.

8. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 55.

A Supplement to an act entitled "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Incorporation of certain associations.

Meeting called.

1. An existing association organized for any lawful purpose other than for pecuniary profit, may become incorporated under the act to which this act is a supplement in manner following: The governing body (board of managers by whatever name called) shall pass a resolution declaring it advisable that the association be

incorporated and calling a meeting of all the members to take action thereon; the meeting shall be held at such time and place and upon such notice as the by-laws may provide, and in the absence of such provision, upon ten days' notice thereof given personally or by mail to each of the members; and if two-thirds of all the members present at such meeting shall vote in favor of such incorporation, a certificate thereof shall be signed by the president and secretary, acknowledged or proved as in the case of deeds of real estate, and such certificate shall be recorded in the office of the clerk of the county in which the principal business of the corporation is to be conducted, and shall afterwards be filed in the office of the Secretary of State. Such certificate shall state the name by which such corporation is to be known in law, the purpose for which it is formed, the place where it is to be located or its principal business conducted, the names and titles of its officers. If a resolution declaring the incorporation of any such association to be advisable shall be submitted at a regular meeting of the association, the same notice thereof shall be given as is provided for in the calling of a special meeting, and in the absence of such provision, ten days' notice shall be given personally or by mail to each of the members. Upon making, recording and filing the certificate as aforesaid, the association and its successors, by virtue of the act to which this act is a supplement, shall thereupon be a body politic and corporate by the name stated in such certificate, and shall have the powers, rights and privileges enumerated in said act; *provided, however,* that nothing in this supplement contained shall apply to any eleemosynary or charitable association, corporation or organization other than aid societies of properly organized and accredited churches and fraternal societies organized for aid and relief of their members.

2. Upon becoming a body politic and corporate as herein provided, the property, real and personal, of such association, shall vest in and become the property of such corporation.

3. This act shall take effect immediately.

Approved March 11, 1922.

Action at meeting.

Certificate to be recorded and filed.

What to be set out.

Body politic and corporate.

Provide.

Property rights.

CHAPTER 56.

An Act to incorporate Corbin City and fix the boundaries thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Corporate
limits of
Corbin City.

1. All that portion of Atlantic county in the State of New Jersey formerly known as Tuckahoe, and a part of which is now Weymouth township, and bounded as follows: Beginning on the north bank of the Tuckahoe river at the mouth of a small creek known as Charles creek, said creek being located about two (2) miles west of the highway bridge over the Tuckahoe river. Thence (1) up the several courses of the said Charles creek to the mouth of a creek known as Gravelly run; thence (2) up the said Gravelly run in a northerly and northeasterly direction and following the various courses of the same, to the point where the northerly division line of the lands of Reuben L. Garretson crosses said run; thence (3) along the division line of the said Reuben L. Garretson's lands, south seventy-four (74) degrees and fifty (50) minutes east, two hundred and sixty-six and five-tenths (266.5) feet to a stone, corner of Garretson's land; thence (4) north eighty-three (83) degrees east, twelve hundred and ninety-four and eight-tenths (1294.8) feet to a stake corner, standing in the lands of Anson Albertson; thence (5) across the lands of Anson Albertson and following in the westerly division line of the lands of Angelo Barbagallo north twenty-six (26) degrees and eight (8) minutes east, twenty-three hundred and three and five-tenths (2303.5) feet to a post, corner to the said Angelo Barbagallo's land; thence (6) north eighty-five (85) degrees and forty-eight (48) minutes east (crossing the right of way of the Atlantic City Railroad), seven hundred and sixty-three (763) feet to a corner in the center line of the State highway leading from Tuckahoe to Mays Landing, at the forks of the road leading to Buck Hill station; thence (7) in an easterly direction, about nineteen hundred and

thirty (1930) feet to a marble monument, marking the most westerly corner of the lands owned by the Bethlehem Steel Corporation and the northwest corner of lands owned by Martha S. Smith; thence (8) in an easterly and southeasterly direction along the division line of the lands of the said Bethlehem Steel Corporation, which is also the division line of the lands of Martha S. Smith, Samuel B. Goff, Louis Townsend and William H. Glaspy, to the point where the division line of the said Bethlehem Steel Corporation crosses the head of Peters creek; thence (9) down Peters creek, and following the various courses of the same in a southeasterly direction to Middle river; thence (10) down Middle river, following its various courses in an easterly direction to the mouth of said Middle river on the Great Egg Harbor river; thence (11) down the Great Egg Harbor river, following its various courses in a southeasterly and southerly direction, to the mouth of the Tuckahoe river, on the said Great Egg Harbor river; thence (12) up the Tuckahoe river, following its various courses in a westerly direction to the mouth of the first mentioned Charles creek, the place of the beginning, be and the same is hereby constituted a city of this State; and the inhabitants of this State residing within the limits aforesaid be and they are ordained, constituted and declared to be, from time to time forever hereafter, one body politic and corporate, in fact and in name, by the name of Corbin City.

Corporate
name.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 57.

A Supplement to an act entitled "An act to provide for the construction, permanent improvement and maintenance of public roads in this State (Revision of 1912)," title as amended by an act approved February eighth, one thousand nine hundred and sixteen, original act approved April fifteenth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Widening
roads.

1. From and after the passage of this act, it shall and may be lawful for the board of chosen freeholders of any county in this State to widen any existing road that was originally constructed or improved under and by virtue of the provisions of an act to which this act is a supplement; and the State Highway Commission may contribute the State's money toward said widening in the same proportion or like contribution as the State Highway Commission may now contribute toward the construction or improvement of a road constructed or improved under the provisions of the act to which this act is a supplement, provided that the same method of procedure be followed in the widening of any aforesaid road as is now or may hereafter be required by said act for the original construction or improvement of any road under the act to which this act is a supplement.

State aid.

Procedure.

"Widen"
defined.

2. The term "widen" as used in this act shall be construed to mean reconstruction of the road of a greater width in order to accommodate the public travel over the existing right of way or right of way to be first obtained by the board of chosen freeholders.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 58.

An Act to amend an act entitled "An act to amend an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which amendment was itself approved April fifteenth, one thousand nine hundred and fourteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Amend section one of the act to which this is an amendment so that it shall read as follows:

208. The State Comptroller shall draw his warrant on the State Treasurer upon the order of the Public Library Commission and in favor of the custodian of the school moneys of a school district for the sum of twenty dollars for any public school situate in such district for which there shall have been raised by special district tax, subscription or entertainment a like sum to establish a school library, or to procure books of reference, school apparatus or educational works of art, and the further sum of ten dollars annually upon a like order, upon condition that there shall have been raised by special district tax, subscription or entertainment a like sum for the maintenance of such library for such year; *provided*, if by agreement between the local board of education and the county library commission the county library has agreed to furnish the school with library books and the local board of education has agreed to relinquish to the county library the money received from the State for school library purposes, the State Comptroller shall draw his warrant upon the State Treasurer on the order of the Public Library Commission and in favor of the treasurer of the county, to be placed to the credit of the county library fund, for the sum of twenty dollars for any public school situate in such county for

Section 1 amended.

School district libraries.

Allowance.

Additional sum.

Proviso.

Payment to county library fund.

which the county library shall have expended a like sum to establish a school library or procure books of reference or educational works of art, and the further sum of ten dollars each year, upon like order, upon the condition that a like sum of money shall have been spent by the county library for such year for the school library.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 59.

An Act to further amend an act entitled "An act to provide for the permanent improvement and maintenance of public roads in this State (Revision of 1912)," approved April fifteenth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 25
amended.

1. Section twenty-five of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Issuance of
bonds.

25. All bonds authorized to be issued by this act shall be issued under the provisions of an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and incurring of indebtedness, by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, known as chapter 252, P. L. 1916, with amendments thereto and supplements thereof.

Repealer.

2. All acts or parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 60.

A Supplement to an act entitled "An act concerning District Courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In any city of this State having a population of more than one hundred thousand in which there is now established a District Court, any such city being located in a county having a population of between one hundred seventy-five thousand and two hundred fifty thousand, as ascertained by the last preceding Federal census, the judge of such court shall receive an annual salary of forty-five hundred dollars.

Salary of judge of district court in certain cities.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 61.

An Act to amend an act entitled "An act to establish a State Highway System and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section nine of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 9 amended.

9. No State highway shall extend into any municipality other than township of a population exceeding

State highways in certain townships only.

sixteen thousand in number, as determined by the most recent census. With such municipality, the streets or roads of which will form proper connections of State highways, the State Highway Commission shall enter into contract for work which shall place such streets or roads in a condition which will be in keeping with the nature of the State highways approaching and leaving such municipality; and whenever such municipality shall deem it desirable to improve any part of any State highway lying within such municipality, such part lying outside the limits of the area of such highway heretofore improved or hereafter proposed to be improved by the State Highway Commission, or by any county with the consent and approval of the State Highway Commission, such municipality shall proceed in like manner as for the making of a local or general improvement, as the case may be, and as the terms "local" and "general" are defined in a certain act of the Legislature of the State of New Jersey entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, except that, notwithstanding any other statutory provision, advertising for or receiving bids for the making of such improvement shall not be required, provided, in lieu thereof, such municipality, upon the approval of such proceedings by the State Highway Commission, may enter into contract with said commission for the making of such improvement and for the payment to the State of New Jersey of the cost of such improvement as fixed in such contract; *provided, however,* that whenever the improvement of such State highway shall be undertaken by any county under the provisions of an act entitled "An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State highway within any such county now or hereafter laid out by the State Highway Commission, and to issue and sell the bonds or other obligations of the county to provide funds for such purposes," approved March fourth, one thousand nine hundred and eighteen, or any amendment thereof or supplement thereto, then, in such event, the said municipality may, instead, enter into contract with said county for the making of such improvement and

Procedure to be followed in improving roads.

Exception as to advertising.

Proviso.

for the payment to said county of the cost thereof, as fixed in such contract; *provided, further*, that all bridges and approaches thereto, containing a draw and not less than six hundred feet in length, forming a part of any of the routes as described in section one of the act to which this act is an amendment, and extending over any navigable waterway, or any part thereof, which forms the dividing line or part thereof between two municipalities in this State, which bridge, bridges and approaches shall have been in existence for at least ten years previous to the passage of this act, shall upon the State Highway Commission heretofore or hereafter taking over according to section three of the act to which this act is an amendment, the whole or any part of the route or routes of which said bridge, bridges and approaches form a connecting or continuing part to said State Highway System; said bridge, bridges and approaches or any part thereof shall be and become a part of said State Highway System and the State Highway Department shall thereupon immediately take over the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the uses thereof.

2. This act shall take effect immediately.

Approved March 11, 1922.

Proviso.

Bridges part
of highway
system.

CHAPTER 62.

An Act to amend the title and body of an act entitled "An act to acquire by gift, devise, grant, purchase or condemnation, land and water rights, and to place structures thereon as a part of the State Highway System, and providing for the cost thereof," approved February fourteenth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The title of an act entitled "An act to acquire by gift, devise, grant, purchase or condemnation, land and

Title
amended.

water rights, and to place structures thereon as a part of the State Highway System, and providing for the cost thereof," approved February fourteenth, one thousand nine hundred and twenty-one, be and the same is hereby amended so that it shall read as follows:

New title.

An act authorizing the State Highway Commission to extend the system of State highways by the operation and maintenance of a ferry between the Delaware bay shore at Cape May Point or vicinity in Lower township in said Cape May county, in this State, and the town of Lewes, in the State of Delaware, or vicinity, providing for the acquisition of lands and water rights therefor by gift, devise, grant, purchase or condemnation, authorizing the erection of buildings in connection therewith, and providing for the cost thereof.

Section 1 amended.

2. Section one of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Acquire land and rights at Cape May.

1. The State Highway Commission, or such body as may be hereafter created to succeed to the general powers and duties of the State Highway Commission, is hereby authorized to extend the system of State highways by the operation and maintenance of a ferry between the Delaware bay shore at Cape May Point, or vicinity, in Lower township in said Cape May county, in this State, and the town of Lewes, in the State of Delaware, or vicinity, and is vested with full power and authority to acquire for the State by gift, devise, grant, purchase or by condemnation in accordance with the provisions of the act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of 1900)," approved March twentieth, one thousand nine hundred, for public use lands and water rights at the steamboat landing in Lower township, Cape May county, contiguous to the State highway at such point, and to place thereon structures, including the building and erection of a pier or piers, wharves or docks for the landing of boats for the carrying and transportation of automobiles, vehicles and passengers.

Build wharves.

3. Section five of an act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows: Section 5 amended.

5. The State Highway Commission, or such other body as may succeed said State Highway Commission, may purchase boat or boats and operate the same to transport passengers, vehicles and automobiles from and to the pier or piers, wharves or docks from the point herein provided for and the pier or piers, wharves or docks at said Lewes, Delaware, or vicinity. Purchase and operate boats.

4. This act shall take effect immediately.
 Approved March 11, 1922.

CHAPTER 63.

An Act to regulate fees in all actions for penalties, in summary proceedings, by statute, before a magistrate or other officer.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The following and no other fees shall be allowed to magistrates or other officers, and constables, in any action for a penalty, instituted under summary proceedings, by statute: Table of fees allowed:

MAGISTRATE OR OTHER OFFICER.

Drawing complaint, taking affidavit and filing, ..	\$1.00	Magistrates;
Issuing warrant or summons, .....	.75	
Copy of summons, .....	.10	
Filing summons, .....	.10	
Return of summons, .....	.15	
Drawing, taking and filing every bond, .....	.75	
Issuing every subpoena, .....	.25	
Hearing contested case,	2.00	
Hearing, non-contested case, .....	.50	

Swearing every witness, .....	.10
Issuing every commitment,	1.00
Drawing every conviction, .....	.75
Every adjournment, .....	.25
Entering judgment, .....	.25
Certifying to bill of costs, .....	.50
Every execution, .....	.50
Return of execution, .....	.15
Drawing, signing and sealing return to certiorari,	1.00
Granting appeal, filing notice of same and sending up transcript of papers, .....	.50
Transcript in appeal, .....	.50
Every warrant for discharge of defendant, ....	.75

CONSTABLES.

Constables.	Serving every warrant or summons,	1.50
	Serving every subpoena, .....	.35
	Serving every execution, .....	.75
	Advertising property under execution, .....	.35
	Sale of property under execution, .....	.50
	Serving every commitment,	1.00
	Transport of defendant—Actual cost of transportation made necessary,	
	Mileage—For every mile of travel in serving any warrant, summons, commitment or subpoena, computed by counting the number of miles in and out, by the most direct route from the place where such process is returnable, exclusive of the first mile, .....	.04
	Attending defendant, when necessary, after the first examination,	1.00

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 64.

An Act to validate the organization and acts of corporations heretofore organized under an act of the Legislature of the State of New Jersey entitled "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, the object of which was for the purpose of the protection of property from injury or destruction by fire.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Whenever any persons less than ten in number have organized as a body corporate under the provisions and authority of "An act to incorporate associations not for pecuniary profit," approved April twenty-first, one thousand eight hundred and ninety-eight, by filing a certificate of incorporation as in said act provided in the office of the clerk of the county where such company was to have existed, which company is declared in said certificate to have as its object or purpose the protection of property from injury or destruction by fire and have assumed a name and have duly organized as a fire company and selected trustees under the authority of said act not for pecuniary profit, and has existed in said county as a de facto fire company for not less than eight years since the date of the filing of said certificate, and has collected dues from the members thereof, for the purposes of its charter, constitution and by-laws, said incorporation as evidenced by said certificate filed in the office of the clerk of said county and in the office of the Secretary of State is hereby validated and confirmed upon the filing of a certificate under the hands and seals of its existing trustees at the time of said filing within one month from the taking effect of this act, in which said certificate shall be set forth the matters and things required to be contained in a certificate of incorporation of persons associated together for the purpose of pro-

Validating
incorporation
of fire com-
pany.

All acts validated.

protecting life and property from fire under an act, its supplements and amendments, entitled "An act for the incorporation of fire companies," approved April twenty-first, one thousand eight hundred and seventy-six, upon the filing of which said certificate in the office of the clerk of any county in this State in which such company as heretofore been located and actively existent as aforesaid, any such fire company is authorized to continue in existence as herein provided. All acts or other matters done or performed, or which may be done or performed, are hereby validated and confirmed, and all privileges, immunities and liabilities of any such heretofore de facto corporation are hereby validated and confirmed as if said company had been originally incorporated under and by virtue of the authority of said act for the incorporation of fire companies, approved April twenty-first, one thousand eight hundred and seventy-six, and all further acts shall be done and carried out with respect to the provisions of said last-mentioned act.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 65.

An Act to incorporate the borough of Interlaken, in the county of Monmouth.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Corporate name.

1. The inhabitants of that portion of the township of Ocean, in the county of Monmouth, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law, by the name of "The Borough of Interlaken," and as such shall be governed by the general laws of this State relating to boroughs.

2. The boundaries of said borough shall be as follows: All that territory situate in the township of Ocean, county of Monmouth and State of New Jersey:

Boundaries
of borough
of Interlaken.

Beginning at a point in the easterly line of Wanamassa road (also known as Wickapecko drive), where the same is intersected by the southerly line of Deal Beach avenue, and running thence easterly along said southerly line of said Deal Beach avenue to Deal lake (being the branch thereof between West Allenhurst and Interlaken); thence around and along the several courses of Deal lake, the middle thereof, to said easterly line of Wanamassa road (also known as Wickapecko drive); and thence northerly along said easterly line of Wanamassa road (also known as Wickapecko drive) to the point or place of beginning. Being all that land lying east of said northerly line of Wanamassa road (also known as Wickapecko drive) and south of Deal Beach avenue, on the peninsula formed by the two branches of Deal lake and the extension of Deal Beach avenue to said Wanamassa road, separating the property known as Interlaken from West Allenhurst on the north, and from Wanamassa and West Asbury Park on the south.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the inhabitants of the above described territory as a borough of this State, until it shall have been adopted by a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held within the said territory within sixty days from the approval of this act, at which special election shall be submitted the question of the approval or disapproval of this act; such special election shall be held within the said territory between the hours of six o'clock A. M. and six o'clock P. M. of a day and at a place within the said territory to be fixed by the clerk of the township of Ocean, in the county of Monmouth, who shall cause public notice thereof to be given by advertisement signed by himself, set up in at least five public places within said described territory, and published once in one newspaper circulating therein at least ten days prior to the day so fixed for such election.

Referendum.

Special election.

Notice of.

Election, how conducted.

4. Such special election shall be held at the time and place so appointed and shall be conducted by the board of registry and election of the township of Ocean, which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the last general election in said township shall be used at said special election, and the said board of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M., for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State. The clerk of the township of Ocean shall give public notice of such meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election, and shall provide a suitable place for the holding of said special election and the necessary ballots for the electors voting thereat, upon which ballot shall be printed the proposition to be submitted to the voters, with instructions in the following form:

Registry.

Polls.

Ballots.

Proposition.

If you favor the proposition printed below, mark an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an X mark in the square to the left of and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the borough of Interlaken, in the county of Monmouth," be adopted?
	No.	

Marking ballots.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word

"No," it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

5. The officers holding said election shall, within two days after such election, make a return in duplicate of the result of such election by statements in writing and under their hands; one of which certificates or returns shall be filed forthwith with the clerk of the township of Ocean and entered in full upon the minutes of the township committee of the township of Ocean and one of which certificates or returns shall be filed forthwith with the clerk of the county of Monmouth.

Results of
election filed.

Approved March 11, 1922.

CHAPTER 66.

An Act to provide for the keeping of dockets by magistrates and other officers, in any action for a penalty, instituted by statute, in summary proceedings.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Every magistrate or other officer, before whom any suit shall be brought, in an action for a penalty, instituted by statute, under summary proceedings, shall enter in a book to be kept for that purpose, and known as the "Summary Proceeding Docket," the name of the plaintiff or prosecutor, the name of the defendant, the style and nature of the action, the penalty sued for, the time of filing the complaint and the issuing of process, when returnable, the act or acts and sections thereof under which the action is instituted, the time of taking recognizance and the amount thereof and names of parties thereto, the time of hearing or trial, the names of witnesses sworn, the principal facts of evidence given, the conviction and judgment, the commitment, when issued, the execution, when issued, the endorsement thereon and how returned by the constable, the appeal,

Docket in
summary pro-
ceedings.

Entries.

when and by whom made, the date of receiving notice of the same, and all proceedings before him had touching the said case. Also a full bill of costs, specifying each item and the fee for the same.

Regulations.

2. The "summary proceeding docket" shall be subject to the same regulations, and its records to the same provisions, as the docket now required in the Small Cause Court.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 67.

An Act to amend an act entitled "An act to provide for the proper construction, grading and drainage of the unimproved township roads of the State and to provide State aid therefor," approved March twentieth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

I. Section one of the act to which this is an amendment be and the same is hereby amended to read as follows:

Amount avail-
able.

I. There shall be set aside annually on the first day of July or as soon thereafter as available from the net receipts of the motor vehicle fund the sum of five hundred twenty-five thousand dollars which shall be used to meet the State's share of the cost of the work hereinafter prescribed. Payments from this fund shall be made in the same way as other payments from the motor vehicle fund. The State Highway Commission shall reserve each year a sum of twenty-five thousand dollars to meet the State's share in each county until the first day of January. Any amount thus reserved that has not been applied for on said date shall be distributed among other applicants, in the discretion of said State Highway Commission, for the work contemplated by this act.

Reservation
for each
county.

2. Section five of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 5 amended.

5. The share of the cost of the work to be assumed by the State shall not exceed seventy-five per centum of the cost of the actual work. State's share.

3. This act shall take effect July first, one thousand nine hundred and twenty-two. Act effective.

Approved March 11, 1922.

CHAPTER 68.

An Act to incorporate the township of Moorestown, in the county of Burlington.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The inhabitants of that portion of the township of Chester in the county of Burlington, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the township of Moorestown, in the county of Burlington, and shall be governed by the general laws of this State relating to townships. Corporate name.

2. The territorial limits of the said township shall be as follows: Beginning at a point in the division line between the township of Chester, in the county of Burlington, and the township of Cinnaminson, in the county of Burlington, and in the middle of the north branch of the Pensauken creek and extending thence (1) along the middle of the said creek, in a general southeasterly direction, the several courses and distances thereof to the middle of the road leading from Lenola Station to Fellowship; thence (2) along the middle of the said road, in a general southeasterly direction, the several courses and distances thereof to a point in the division line between the township of Chester, in the county of Burlington, and the township of Mount Laurel, in the county of Burlington; thence (3) in a Boundaries of township of Moorestown.

general northeasterly direction, along the said last-mentioned division line the several courses and distances thereof to the middle of a small stream emptying into Parker's creek; thence (4) in a general northeasterly direction, down the said small stream, and still along the said last-mentioned division line, the several courses and distances thereof to a point in the middle of Parker's creek; thence (5) in a general northeasterly direction, along the middle of said Parker's creek, and still along the said last-mentioned division line the several courses and distances thereof to a point in the Rancocas creek, in the division line between the township of Chester, in the county of Burlington, and the township of Willingboro, in the county of Burlington; thence (6) in a general northwesterly direction, down the said Rancocas creek, along the said division line between the township of Chester, in the county of Burlington, and the township of Willingboro, in the county of Burlington, the several courses and distances thereof to a point at the corner of the township of Delran, in the county of Burlington, at the mouth of a small creek; thence (7) in a general westerly direction, along the middle of said small creek, and along the division line between the township of Chester, in the county of Burlington, and the township of Delran, in the county of Burlington, the several courses and distances thereof to a corner near Creek road; thence (8) in a general westerly direction still along the said division line between the township of Chester in the county of Burlington, and the township of Delran, in the county of Burlington, and along the division line between the township of Chester, in the county of Burlington, and the township of Cinnamonson, in the county of Burlington, to the place of beginning.

Referendum.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the inhabitants of the above described territory as a township of this State until its provisions shall be submitted to the voters of the said above described territory at a special election to be held within the said territory and at said election adopted by a vote of a majority of the legal voters of the said above described territory voting

Special election.

thereon at such special election. Said special election shall be held within the above described territory within one hundred days from the approval of this act and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, and at places within said territory, which day and places shall be fixed by the clerk of the township of Chester, in the county of Burlington. The clerk of the said township of Chester, in the county of Burlington, shall cause public notice of the time and places of the holding of the said election to be given by advertisements signed by himself and set up in at least ten public places within the said above described territory, and published in one newspaper circulating therein at least ten days prior to such election. Such election shall be held at the time and places so appointed, and shall be conducted by the present boards of registry and election for the election districts of the township of Chester, in the county of Burlington, which include the territory above described, and the said clerk of the township of Chester, in the county of Burlington, shall provide for each elector voting at such election ballots to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters with instructions in the following form:

Notice of election.

Election, how conducted.

Ballots.

If you favor the proposition printed below make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto make an X mark in the square to the left of and opposite the word "No".

Proposition.

	Yes.	Shall an act entitled "An act to incorporate the township of Moorestown, in the county of Burlington," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

Marking ballots.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No", it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No", it shall not be counted as a vote for or against such proposition.

Statement
of result.

No special form of ballot and no envelope need be used by any voter at said election. The members of the district boards of registry and election holding such election shall within two days after such election make return to the township committee of the township of Chester, in the county of Burlington, of the result of such election by statements in writing under their hands, and the same shall be entered at length upon the minutes of the said township committee, and thereupon and upon the adoption of this act by a majority of said electors voting thereon at such special election, and not otherwise, this act shall be in all respects operative.

Registry.

4. The register of voters within said above described territory to be used in the conduct of such special election shall be prepared and made up by the boards of registry and election of the said township of Chester, in the county of Burlington, which conducted the general election next preceding the holding of such special election in each of the election districts of said township of Chester, in the county of Burlington, which include the territory above described, and for that purpose the said boards of registry and election shall meet at such places within said described territory and at such time as shall be designated by the clerk of the township of Chester, in the county of Burlington, at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Chester, in the county of Burlington, by posting notices thereof in at least ten of the most public places in said described territory at least five days prior to said meeting. Said meeting of the said boards of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon, and shall continue until nine o'clock in the evening of the day fixed for that purpose, and

Notice to re-
vise register
of voters.

said boards shall insert in said new register the names of all persons who are legal voters within said territory at the time of the approval of this act, and who shall appear in person before them and establish to the satisfaction of the majority of the said respective boards that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said above described territory at the time of the approval of this act, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered by affidavit which shall contain the address of the affiant and shall be signed by him. On the following day one copy of said register shall be mailed to the chairman of the county board of elections of the county of Burlington, to be filed by said board, and one copy thereof shall be retained for the use of said township board of elections at such special election.

As to affidavits.

5. Immediately after the statement of the result of such election shall be made to the township committee of the township of Chester, in the county of Burlington, another copy of said statement, certified by the clerk of the township of Chester, in the county of Burlington, shall be filed by him in the office of the county clerk of the county of Burlington.

Result certified.

Approved March 11, 1922.

CHAPTER 69.

An Act to amend an act entitled "An amendment to an act entitled 'An act for the protection of fur-bearing animals in New Jersey,'" approved March twenty-fifth, one thousand nine hundred and thirteen, which amendment was approved April fourteenth, one thousand nine hundred and fourteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act to which this act is amendatory be and is hereby amended so as to read as follows:

Section 1 amended

Fur-bearing
animals pro-
tected.

1. It shall be unlawful for any person, by moonlight or with the aid or by the use of any lamp, lantern or artificial light of any kind or description, to shoot or kill with a rifle of any kind or description, or any fire-arm or shotgun, any skunk, mink, muskrat or otter in this State, or to take or attempt to take any skunk, mink, muskrat or otter, except by means of a trap, or to disturb or destroy any muskrat lodge or nesting chamber.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 70.

An Act providing for the construction and maintenance of a permanent State building at the exposition to be held in the city of Philadelphia in nineteen hundred and twenty-six, commemorating the one hundred and fiftieth anniversary of the signing of the Declaration of Independence.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

State build-
ing at exposi-
tion in Phila-
delphia in
1926.

1. In order to provide for the participation of the State of New Jersey in the exposition to be held in the city of Philadelphia in nineteen hundred and twenty-six to commemorate the one hundred and fiftieth anniversary of the signing of the Declaration of Independence, there is hereby appropriated the sum of twenty-five thousand dollars for the construction and maintenance of a permanent State building at such exposition. The State House Commission shall be charged with the duty of erecting and maintaining such State building, of supervising the same and of disbursing the moneys hereby appropriated.

State House
Commission
in charge.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 71.

An Act annexing to the borough of Hopatcong, in the county of Sussex, a part of the township of Byram, in the county of Sussex.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. All that part of the township of Byram, in the county of Sussex, lying within the following described boundary, to wit:

Beginning at the second corner of the borough of Hopatcong (formerly set off and created as the borough of Brooklyn, and recorded in the Sussex county clerk's office in Book "C" of Incorporations, pages 34, et cetera), said corner being a point in the center of the Musconetcong river, twenty chains below the outlet of Lake Hopatcong, and opposite a red maple tree standing on the west bank of said river, and marked on two sides with a blaze and four hacks below each blaze; thence (1) down the middle of said river, southwesterly, the various courses thereof to the center line of the Lackawanna Railroad of New Jersey (known as the "Cut Off"); thence (2) along the center line of said railroad, northwesterly to its intersection with the easterly boundary of the borough of Stanhope; thence (3) along the easterly and northerly boundary lines of the borough of Stanhope, northwesterly and westerly to the intersection with the center line of said Lackawanna Railroad of New Jersey; thence (4) along the center line of said railroad, northerly, northeasterly and northwesterly to the center of the bridge or culvert over Lubbers run; thence (5) up the middle of said Lubbers run in a general northeasterly direction, the various courses thereof to the division line between the townships of Byram and Sparta; thence (6) along said division line between the townships of Byram and Sparta, southeasterly to the division line between the counties of Sussex and Morris; thence (7) along said division line between the counties

Boundaries of part of township of Byram annexed to borough of Hopatcong.

of Sussex and Morris, in a general southwesterly direction, and partly in Lake Hopatcong, to the easterly boundary of said borough of Hopatcong, near Brooklyn lock; thence (8) along the easterly and northerly boundary of said borough of Hopatcong, being a line in said Lake Hopatcong, one hundred fifty feet from the low water mark of the western shore thereof, and crossing the mouth of the River Styx, and continuing one hundred fifty feet from low water mark of the western shore to a cross cut on the top of a large square rock lying on the south shore of Byram cove about one hundred feet east from the most southwesterly point or inlet of said cove; thence (9) along the westerly or third boundary line, reversed, of said borough of Hopatcong, south fifteen degrees thirty minutes west, two hundred twelve chains to the third corner thereof, being a point in the middle of the road leading from Brooklyn to Stanhope, twenty-five links north, ten and one-half degrees west, from a cross cut on a rock lying in the fence on the south side of said road near the northeast corner of a small barn; thence (10) along the southwesterly or second boundary line, reversed, of said borough of Hopatcong south, ten and one-half degrees east, six chains and three links to the place of beginning, is hereby set off from the township of Byram, in the county of Sussex, and annexed to and made a part of the borough of Hopatcong, in the county of Sussex.

Referendum.

2. This act shall take effect immediately; *provided*, its provisions shall not be operative until it shall have been submitted to the voters of that part of the township of Byram, in the county of Sussex, in said act described, at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing in said territory voting on the day of such special election. Such special election shall be held within said territory at a time not less than sixty days, nor more than ninety days after the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. on the day fixed for such election, and at a place or places within said territory to be fixed by the clerk of the township of Byram, in said county of

Special election.

Sussex. The clerk of the township of Byram shall cause public notice of the time and place of the holding of such election to be given by advertisement signed by himself and set up in at least five public places within said described territory, at least ten days prior to such election, and said clerk shall provide for the electors voting at such election a ballot, printed or written, or partly written or partly printed, upon which ballots shall appear the proposition to be submitted to the voters, with instructions in the following form :

Notice of election.

Ballots.

If you favor the proposition printed below make an X mark in the square to the left of and opposite the word "Yes," and if you are opposed thereto make an X mark in the square to the left of and opposite the word "No."

Proposition.

	Yes.	Shall an act entitled "An act annexing to the borough of Hopatcong, in the county of Sussex, a part of the township of Byram, in the county of Sussex," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes" it shall be counted as a vote in favor of such proposition.

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No" it shall be counted as a vote against such proposition, and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No" it shall not be counted as a vote for or against such proposition.

Such election shall be held at the time and place or places so appointed, and shall be conducted by the clerk of the township of Byram, and such assistants as he may designate within the territory in this act described, but no special form of ballot and no envelope need be used by any voter at such election. The clerk of the township of Byram shall within two days after such election make a return thereof to the township committee of the township of Byram, and to the county clerk of the

Election, how conducted.

Statement of result filed.

county of Sussex of the result of such election, by statement in writing under his hand, and the same shall be entered at length upon the minutes of the said township committee, and upon the records of the clerk of the county of Sussex, and upon its adoption by a majority of the vote cast at such election, and not otherwise, this act shall in all respects be operative.

Registry.

The register of voters within said described territory to be used for such special election shall be prepared and made up by the clerk of the township of Byram, and shall include all persons entitled to vote by the laws of this State, who may then reside within the territory comprised within such part of the township of Byram as in this act described. Upon the adoption of the provisions of this act at the aforesaid election the territory aforesaid described shall thereupon become a part of the borough of Hopatcong, in the county of Sussex, and be governed by the laws of this State relating to boroughs and the ordinances of the borough of Hopatcong, in the county of Sussex.

When act in effect.

Approved March 11, 1922.

CHAPTER 72.

An Act to amend an act entitled "A supplement to an act entitled 'An act to compel the determination of claims to real estate in certain cases, and to quiet the title to the same,' approved March second, one thousand eight hundred and seventy," which supplement was approved March twenty-first, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2 amended.

1. Section two of an act entitled "A supplement to an act entitled 'An act to compel the determination of claims to real estate in certain cases and to quiet the title to

the same,' approved March second, one thousand eight hundred and seventy, which supplement was approved March twenty-first, one thousand nine hundred and twelve," is hereby amended to read as follows:

2. In all suits hereafter commenced in the Court of Chancery under the provisions of the act to which this act is a supplement, whenever it shall appear by the allegations of the bill or petition, duly verified by affidavit thereto annexed, that any person mentioned in the bill of complaint, or his heirs, devisees, or personal representatives, their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest, are proper parties defendant to said bill of complaint; and that the complainant, after diligent and careful inquiry therefor, made as in case of absent defendants, has been unable to ascertain whether such person is still alive, or if he is known or believed to be dead, has been unable to ascertain the names and residences of his heirs, devisees or personal representatives, or their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest, or such of them as may be proper parties defendant as aforesaid, such action may proceed against such person by name, and his heirs, devisees and personal representatives, and their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest, as in the case of absent defendants whose names are known; and a notice such as is required by law to be published against absent defendants in default of personal service, which notice shall contain a description of the lands and premises described in the bill of complaint, sufficient to identify the same, and shall be addressed to such person by name, and to "his heirs, devisees and personal representatives, and their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest," and shall also contain such further statements, if any, and give such further time, if any, as the Chancellor may by his order direct, shall within fifteen days after the date of such order be posted in three conspicuous places upon the said lands and premises, and shall also be published

Procedure in cases of missing defendants.

Notice given.

If no appearance, proceedings.

All persons concerned bound by decrees.

in one or more of the public newspapers printed in this State and designated in such order for four weeks successively, at least once in each week, the first publication being made within fifteen days after the date of such order, and, if so ordered, a copy of such notice shall be mailed in such manner as the Chancellor may, by his order in said action, direct; and in case such person, or his heirs, devisees or personal representatives, their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest, shall not appear and answer within the time limited in said order and notice, or further allowed by the Chancellor, if he shall think proper, on proof to the satisfaction of the Chancellor of the posting and publication of said notice as directed, and of the mailing thereof, if mailing be ordered, such action may proceed in all respects as if such person, or his heirs, devisees or personal representatives, and their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest, had been duly named and described and served with process of subpoena in said action, and had failed to answer within the time thereto allowed by law; and such defendants, and all persons falling within the description of "heirs, devisees or personal representatives" of the defendant supposed to be dead as aforesaid, and also falling within the description of "their or any of their heirs, devisees, executors, administrators, grantees, assigns or successors in right, title or interest," shall thereupon be bound by all orders and decrees in said cause as if they had been duly named and described and served with process in this State, and proofs may be made, costs allowed, security ordered and proceedings for restitution or other relief from said decrees and orders had in like manner as the same are allowed by law in the case of absent defendants.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 73.

An Act to incorporate the borough of Hillcrest, in the county of Warren.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The inhabitants of that portion of the township of Lopatcong, in the county of Warren, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the borough of Hillcrest, and as such shall be governed by the general laws of the State relating to boroughs.

Corporate name.

2. The territorial limits of said borough shall be as follows:

Boundaries of borough of Hillcrest.

All that territory situate in the township of Lopatcong, county of Warren and State of New Jersey, beginning at the east corner of Lincoln street and the Belvidere road; thence north sixty-one degrees and forty-five minutes east along the southeast building line of the Belvidere road two thousand nine hundred and thirty feet more or less to a point on the southeast building line of the Belvidere road and the lands of Elmer Schiffert; thence along lands of Elmer Schiffert south fifteen degrees and thirty minutes east, one thousand two hundred and seventy-five feet more or less to a point; thence along lands of Elmer Schiffert north sixty-two degrees and forty-five minutes east, five hundred and twenty-five feet more or less to a point; thence along the lands of Charles C. Koch south fifteen degrees and forty-five minutes east, six hundred and eighty-five feet more or less to a point; thence along the lands of the Feit sisters south sixty-two degrees and forty-five minutes west, five hundred and thirty-five feet more or less to a point in the boundary line between the town of Phillipsburg and Lopatcong township; thence along the boundary line between the town of Phillipsburg and Lopatcong township north fifteen degrees and thirty minutes west, four hundred and forty-five feet more or

less to a point; thence along the boundary line between the town of Phillipsburg and Lopatcong township south seventy-five degrees west, three thousand two hundred and fifteen feet more or less to a point; thence along the boundary line between the town of Phillipsburg and Lopatcong township twenty-seven degrees and thirty minutes west, eight hundred feet more or less to a point in the southeast building line of the Belvidere road; thence north sixty-one degrees and forty-five minutes east along the southeast building line of the Belvidere road five hundred and twenty-five feet more or less to the place of beginning.

Corporate name.

Be and the same is hereby set off from the township of Lopatcong and which portion so set off from the township of Lopatcong shall hereafter be called and known as the Borough of Hillcrest, in said county.

Referendum.

3. This act shall take effect immediately; *provided*, it shall not operate to affect the incorporation of the inhabitants of the above-described territory as a borough of this State until its provisions shall be submitted to the voters of the said described territory at a special election, to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory on the day of said special election. Said special election shall be held within the said territory within sixty days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, and at a place within said territory, which day and place are to be fixed by the clerk of the township of Lopatcong in the county of Warren. The clerk of the township of Lopatcong shall cause public notice of the time and the place of the holding of said election to be given by advertisement, signed by himself, and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election ballots, to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions in the following form:

Special election.

Notice of election.

Ballots.

If you favor the proposition printed below, make an **Proposition.**
 X mark in the square to the left of and opposite the
 word "Yes"; if you are opposed thereto, make an
 X mark in the square to the left of and opposite the
 word "No."

	Yes.	Shall an act entitled "An act to incorporate the borough of Hillcrest, in the county of Warren," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition. **Marking ballot.**

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Such election shall be held at the time and place so appointed, and shall be conducted by the members of the district board of registry and election of the township of Lopatcong wherein the foregoing described territory is located, but no special form of ballot and no envelope need be used by any voter of said election. **Election, how conducted.**

The members of the said district board of registry and election holding such election shall, within two days after such election, make return to the township committee of the township of Lopatcong, of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and thereupon and upon such adoption by a majority of said electors as aforesaid, and not otherwise, this act shall be in all respects operative. **Returns.**

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the members of the **Registry.**

district board of registry and election of the said township of Lopatcong who conducted the general election next preceding the holding of such special election in said township of Lopatcong wherein the foregoing described territory is located, and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Lopatcong, and shall canvass and register the legal voters within the said described territory, and enter and advertise the same in the manner provided by an act to regulate elections (Revision, 1920), approved May fifth, one thousand nine hundred and twenty, amended by chapter 196 of the Laws of 1921. Immediately after the completion of said registration, one copy of the said register shall be mailed to the chairman of the county board of elections in Warren county to be filed by said board and one copy shall be retained for said township board of election of such special election.

Result certified and filed.

5. Immediately after the statement of the result of such election shall be made by the township committee of said township of Lopatcong, another copy of said statement, certified by the clerk of the township of Lopatcong, shall be filed by him in the office of the county clerk of the county of Warren.

Special election to fill municipal offices.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Warren, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen and an assessor, a collector and one justice of the peace, to hold office until the first day of January, following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M., on a day and place within said territory, to be fixed by the said county clerk; and of the time and place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places

Notice given.

within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with the said county clerk of the statement showing the adoption of this act and at least ten days prior to said election. Such election shall be held at the time and place so appointed by the county clerk, and shall be conducted by the members of the district board of registry and election of the said township of Lopatcong wherein the foregoing described territory is located, but no special form of ballot and no envelope need be used by any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The said district board of registry and election holding said election shall on the following day make return to the county clerk of the county of Warren of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough, and shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Ballots.**Petitions of nominations.****Holding election.****Returns.****Continuance of officers.**

Approved March 11, 1922.

CHAPTER 74.

An Act to amend an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two, and regulating the disbursement thereof, approved April second, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Appropriation
for Morris
Plains asylum.

1. Item "X 15. State Hospital Morris Plains," be and the same is hereby amended to read as follows:

X 15. STATE HOSPITAL, MORRIS PLAINS.

For salaries and wages, and for maintenance of the State Hospital, Morris Plains, on the basis of two thousand eight hundred and fifty inmates.

Salaries and wages:

Medical director,	\$5,000.00
Warden and treasurer,	5,000.00
Other officers and employees,	430,000.00
	<hr/>
	\$440,000.00

Material and supplies:

Food,	\$313,500.00
Clothing,	58,000.00
Fuel, light and power (for this purpose only),	130,000.00
Household supplies,	60,000.00
Farm, stable and ground,	45,000.00
Tobacco,	5,000.00
Industrial shops,	5,000.00
Revolving fund for purchase of materials for manufacture of articles to be sold,	2,000.00

All sums received in excess of the amount hereby appropriated for the revolving fund are hereby appropriated for the amusement fund.

Medical and surgical,	10,000.00	
Printing and office supplies, .	1,000.00	
Vehicular transportation supplies,	7,500.00	
		637,000.00
Current repairs,		35,000.00
Miscellaneous:		
Traveling expenses,	\$900.00	
Postage,	1,200.00	
Telephone and telegraph, . . .	2,500.00	
Insurance (for this purpose only),	6,000.00	
Freight and express,	3,500.00	
Amusements,	500.00	
Religious services,	900.00	
Funeral expenses,	4,000.00	
Annual inventory,	200.00	
Advertising, books, et cetera,	800.00	
		20,500.00
Additions and improvements:		
Replastering nurses' home for women,	\$1,200.00	
Filing cases,	1,000.00	
Two automobiles,	3,000.00	
Extraordinary household supplies,	15,000.00	
Dough mixer for bakery, . . .	1,449.00	
Dough divider for bakery, . .	2,146.00	
Plumbing for toilets,	7,077.95	
Dairy equipment,	3,801.33	
Mueller main tapping machine with full equipment,	225.35	
Vegetable and fruit pots for kitchen,	1,000.00	
Reconstruction of sewage system and tanks,	25,000.00	

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Boiler plant and extension of heating, power and lighting systems,	40,000.00	
Furnishing building for four hundred inmates,	50,000.00	
Repairs to x-ray machine and equipment,	2,809.00	
Two vacuum cleaners,	400.00	
Shower baths and piping, ..	10,000.00	
Enlarging elevator in laundry,	2,500.00	
Ice plant equipment,	12,000.00	
Alterations of pavilion, kitchen floor, store house, et cetera,	4,000.00	
Threshing machine,	1,100.00	
Stone crusher,	2,500.00	
Refrigeration for Pathological building,	4,500.00	
Tractor and plows,	1,500.00	
		<u>192,208.63</u>
Appropriations, including estimated receipts,	\$1,324,708.63	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter one hundred and fifty-three, Laws of 1918, estimated as amounting to.....	406,500.00	
		<u>\$918,208.63</u>
Net amount appropriated,		
Approved March 11, 1922.		

CHAPTER 75.

A Supplement to an act entitled "An act concerning firemen's relief associations," approved March twenty-fifth, one thousand eight hundred and eighty-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any funds heretofore or hereafter received and now or hereafter held by any relief association, organized and existing under the provisions of the act to which this act is a supplement, from any source whatever, may be used for the relief, support and maintenance of firemen, exempt, paid or volunteer, and of their dependents, not only during the lives of such firemen but after their death, in accordance with such reasonable rules and regulations in regard thereto as the executive committee of the New Jersey State Firemen's Association may from time to time establish, which rules and regulations said executive committee is hereby given power and authority to make and establish, alter, amend and supplement and said executive committee is further given power and authority to employ, put in effect and alter from time to time such methods of administration as may best accomplish such results, including power and authority to provide for the restoration of the funds of any local relief association diminished by payments made under the operation of this act or otherwise either by an assessment levied by said executive committee upon other associations in such equitable manner as it may prescribe or by direction to and requisition upon the Commissioner of Banking and Insurance with respect to the funds received by him from the tax upon the premiums of fire insurance in foreign insurance companies.

Use of funds.

Rules to govern.

Restoration of fund.
2. Nothing in this act or in the act to which this is a supplement shall be construed to prevent the payment by any such association of funeral or death benefits out of any funds to the natural beneficiaries of any fire-

Payment of benefits.

man dying hereafter in such amount and subject to such rules and limitations as said executive committee may from time to time establish.

Repealer.

3. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 76.

A Supplement to an act entitled "An act to facilitate the collection from fire insurance companies not organized under the laws of this State, but doing business herein, and from agents and brokers, of certain premiums for the benevolent funds of the several duly incorporated firemen's relief associations in this State," approved May second, one thousand eight hundred and eighty-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Payments by
commissioner.

1. The Commissioner of Banking and Insurance is hereby authorized and required to pay upon the duly authenticated order of the executive committee of the New Jersey State Firemen's Association to the treasurer of said association or of any local relief association organized and existing under the provisions of an act entitled "An act concerning firemen's relief associations," approved March twenty-fifth, one thousand eight hundred and eighty-five, as such order may direct, out of the funds received by him and distributable to Local Firemen's Relief Associations such sum or sum as he may be from time to time required by such order and requisition.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 77.

An Act to amend an act entitled "An act concerning firemen's relief associations," approved March twenty-fifth, one thousand eight hundred and eighty-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section four of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 4 amended.

4. There shall not hereafter be organized in any municipality having a fire department, company or association more than one relief association under the provisions of this act, and in case of the consolidation of any two or more municipalities, all relief associations then existing in such municipalities shall consolidate by the formation of a new association under the provisions of this act, transferring the funds of the relief associations so consolidated to such new association upon its formation, and thereupon such relief associations so consolidated shall dissolve, in accordance with the provisions of this act. Firemen's relief association in consolidated municipalities.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately. Repealer.

Approved March 11, 1922.

CHAPTER 78.

An Act making an appropriation for State aid purposes in the construction of West avenue, Sewaren, sections one and two, from Woodbridge creek bridge to the Port Reading road, in the county of Middlesex.

WHEREAS, The original estimates of the State's share for aid purposes in the construction of the highway Preamble.

from the Woodbridge creek bridge to the Port Reading road, known as West avenue, Sewaren, sections one and two, in the county of Middlesex, were insufficient; and

Preamble.

WHEREAS, In order that the proper proportion of the State's share shall be allotted for said work; therefore,

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Appropriation for road in Sewaren.

1. There is hereby appropriated to the State Highway Commission, for additional State aid for the construction of West avenue, Sewaren, sections one and two, from Woodbridge creek bridge to the Port Reading road, in the county of Middlesex, the sum of thirteen thousand dollars (\$13,000). Such appropriation shall be made available whenever included in the annual appropriation bill.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 79.

A Further Act to amend an act entitled "An act concerning railroads (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, which amendment was approved April fifteenth, one thousand nine hundred and fourteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 40 amended.

1. Section forty of the act of which this act is amendatory be and the same is hereby amended so as to read as follows:

State officials entitled to passes.

40. The Governor, Chancellor, Vice-Chancellors, the justices of the Supreme Court and judges of the Court of Errors and Appeals, judges of the Circuit Court, Attorney-General, legal assistants to the Attorney-General,

Secretary of State, assistant Secretary of State, State Treasurer, deputy State Treasurer, State Comptroller, deputy State Comptroller, assistant to Comptroller, State Supervisor of Inheritance Tax, Clerk in Chancery, deputy Clerk in Chancery, Clerk of the Supreme Court, the Adjutant-General, Quartermaster-General, the Secretary to the Governor, the Executive Clerk, Clerk to the School Fund, State Librarian, Custodian of the Capitol, Keeper and Supervisor of the State Prison, Superintendent of the New Jersey Reformatory, the Commissioner and Assistant Commissioners of Education, the members of the Board of Fish and Game Commissioners, its secretary and protectors, the Secretary of the State Board of Agriculture, Commissioner of Banking and Insurance, Commissioner and special investigator of the Department of Institutions and Agencies, parole agent of the New Jersey State Prison, chief parole officer of the New Jersey State Home for Boys, chief parole officer of the New Jersey Reformatory, field parole officer of the New Jersey Reformatory, parole officer of the New Jersey State Home for Girls, State Prison inspectors, general agent and agents of the State Board of Children's Guardians, Commissioner of Labor, assistant Commissioner of Labor, the members of the North Jersey Water Supply Commission, the members of the Public Utilities Commission, its counsel, secretary and inspectors, State Highway Commission and its Engineer, State Geologist, members of the Civil Service Commission, its chief examiner and secretary, State Purchasing Agent, the assistant State Purchasing Agent, Commissioner of Reports, Superintendent of Weights and Measures, Commissioner of Municipal Accounts, members of New Jersey Interstate Bridge and Tunnel Commission, the members and officers of both houses of the Legislature of this State, and the members of the House of Representatives and United States Senators of New Jersey, during their respective terms of office or employment, shall pass and repass, free of charge, over any and all railroads now or hereafter operated in this State, within the borders of this State. The Secretary of State shall issue a certificate in card form, under his seal of office, to each

Certificate
issued in card
form.

and every person designated in this section. It shall bear the title of such person's office or state the capacity in which he is employed by the State, the date of issuance to such person and the date of expiration of such person's office, or employment. Such certificate shall be signed by the Secretary of State and the holder shall endorse his name on the back thereof. Said certificate shall be produced and shown on request of the conductor or person in charge of the train on which such person is riding, and such presentation as aforesaid shall entitle the person to whom it is issued to pass and re-pass, without payment of fare, over any and all railroads in the State of New Jersey, within the borders of said State. Any person mentioned in this act loaning such certificate shall be subject to a fine of one hundred dollars and costs, to be recovered in an action of debt, in the name of the State of New Jersey; such fine, when recovered, to be paid into the treasury of the State, and in case of failure to pay such fine shall be committed to the county jail for a period not exceeding thirty days, and any such loaning of a certificate shall be a good and sufficient reason for the Secretary of State to revoke such certificate, and he is hereby empowered so to do. Any person who shall use or attempt to use a certificate belonging to another shall likewise be subject to the penalty prescribed by this section. The railroads over whose lines such certificate is used are expressly empowered through their agents to take up any certificate presented by any person other than the person to whom it is issued and return the same to the Secretary of State with a report of such misuse. Upon such report the Secretary of State shall, upon the opinion of the Attorney-General, either restore such certificate or cause the same to be cancelled, and no certificate shall again be issued to the holder of a certificate once canceled, except by express action on the part of the Secretary of State and the Attorney-General. When the term of office or period of employment of any person or persons mentioned in this section expires, he shall return at once to the Secretary of State the certificate issued to him in accordance with the provisions of this section, and for failure so to do shall

Use.

Penalty for loaning pass.

Illegal use of pass.

Pass taken up for misuse.

Return pass at expiration of term.

be liable to a penalty of twenty-five dollars, to be recovered in an action of debt in the name of the State of New Jersey, such penalty, when collected, to be paid into the State treasury. Nothing herein contained shall in any way modify or alter any charter or statute obligation already existing imposed upon any railroad to pass and repass, free of charge, any officer or employee of this State.

Existing obligations not affected.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 80.

An Act to empower executors to sell real estate to settle an estate.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Whenever a testator has heretofore directed, or may hereafter direct, in and by a last will and testament, the distribution of all of the estate of which such testator is seized and possessed at the time of death to several persons, and a part of the said estate is real estate, and it is deemed necessary to convert such real estate into money in order to comply with the provisions of said will, and there is in and by such will no express power given to the executor thereof to make sale and conveyance of real estate, the executor or executors of such will may present to the Chancellor a petition setting out the facts and circumstances, showing the necessity for the sale of such real estate, and the Chancellor may, if in his judgment such necessity exists, authorize and empower by his order such executor or executors to make either a public or private sale of such real estate and a conveyance therefor, under such terms and conditions as to the Chancellor shall seem proper. In the case of any such application the Chancellor may require such notice thereof to be given to

Distribution of estate by sale of land under order of Chancellor.

Notice to those affected.

Validity.

any person or persons, by service, mail or publication, as he may deem proper under the circumstances. Any sale or conveyance made pursuant to any such order shall be as good and effectual in law as if the power had been conferred expressly by such last will and testament to make the same.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 81.

A Supplement to an act entitled "An act creating a Department of State Police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith," passed March twenty-ninth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Physician and
veterinarian
appointed.

1. The superintendent shall have authority to appoint annually, for a term of one year, a medical attendant at a compensation of one thousand dollars per annum for his services and a veterinary attendant at a compensation of one thousand dollars per annum, for his services; which attendants shall, during their respective terms, be members of the staff of the New Jersey State Police and shall be subject to the orders of the superintendent of the New Jersey State Police, and shall be removed by him for cause after charges have been preferred and a hearing granted.

Petty cash
fund.

2. The superintendent of the State Police shall establish a petty cash account from the annual appropriation in the amount of five thousand dollars and shall authorize designated commissioned officers to make disburse-

ments from this account in all cases where it becomes necessary to make an immediate cash payment for transportation expenses, accessories and repairs to motor vehicles, board and lodging, immediate medical and veterinary supplies, telephone and imperative supplementary supplies. Upon presentation of vouchers for moneys expended from the petty cash fund the fund will be reimbursed to the amount of vouchers submitted. Disbursing officers will be required to file a bond with the superintendent of State Police, in the amount of five thousand dollars for faithful performance of duty and proper administration of funds.

Use.

Reimbursement.

Bond of officers.

3. The vehicles used by the State Police for purposes of investigation and detective operations need not be marked as State property and need bear only such license plates as are required on privately owned vehicles.

Marking vehicles of department.

4. The superintendent of State Police may provide for the payment of commutation of rations and quarters to the members of the State Police not provided with rations and quarters by the State.

Commutation of rations and quarters.

5. The superintendent of State Police shall be authorized to employ civilian cooks and cooks' helpers to conduct the mess at such salary as he may have to expend for such services, and the said superintendent shall be further authorized to make special and short time employment of such expert services as may become necessary from time to time in the proper fulfillment of the purposes of this act, subject to the approval of the State House Commission as to the price thereof.

Mess attendants.

Experts employed.

6. The superintendent of State Police shall make charges against any member of the State Police for property of the department lost or destroyed through carelessness or neglect of such member; and if it shall be determined that such loss or destruction was due to such carelessness or neglect, then there shall be deducted from the pay of such member, the amount of money necessary to replace the article or articles lost or destroyed.

Deductions for damaged property.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 82.

An Act to amend an act entitled "An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen and April eleventh, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 324
amended.

I. Section three hundred and twenty-four of the act to which this is an amendment be and the same hereby is amended so as to read as follows:

Commitment
of juvenile
delinquent.

324. Any boy under the age of sixteen years and of the age of eight years or more, upon being found guilty of any crime, except murder, in any court of record, the court, instead of entering judgment and pronouncing sentence according to law, may cause an order to be entered in the minutes of the said court that the said boy be committed to the said home as a juvenile delinquent, and thereupon the court may commit him thereto by warrant, which shall set forth the name and age of the boy committed, the name or names of his parents or guardian, if they can be ascertained, and his place of residence. The court shall order transmitted to the chief executive officer of the home, by the officer serving the papers of commitment, a statement of the substance of the complaint or complaints in the case, also and at the same time he shall order transmitted a copy of any probation report or reports or of such other records as the county may have concerning the past delinquencies of the boy together with such testimony given at the time of hearing or hearings as appears to show contributory negligence on the part of the person or persons responsible for the care or custody of the

Substance
of complaint
stated.

Other records
furnished.

boy and such other information concerning any mental or physical condition previous to or at the time of complaint, which the court deems to be of importance to the persons charged with the duty of accomplishing his reformation or rehabilitation; *provided, however,* Proviso. that such record or records shall be used for the information and guidance of the board of managers, the chief executive officer and employees of the State Home for Boys and of the State Board of Control of Institutions and Agencies, the commissioner and the various bureaus, divisions, subdivisions and persons employed by it, but shall not be deemed to be public records.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 83.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds,'" approved February twenty-eighth, one thousand nine hundred and eighteen, which said supplement was approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section two of the act of which this act is amendatory be and the same hereby is amended so that it shall read as follows:

Section 2 amended.

2. Any person of either sex, above the age of twenty one years, who by reason of blindness is unable to earn sufficient money to provide for the necessities of life,

Application by blind person for relief.

Residence required.	and who has no relative or other person able to provide and who is legally responsible for his or her maintenance, and who, if not relieved, would become a public charge to the community, is a proper person to make application to the State Board of Control of Institutions and Agencies of the State of New Jersey, having in charge the work of ameliorating the condition of the blind for the relief granted by this act. Any person making application under the terms of this act shall first have been a resident of this State for not less than five consecutive years immediately prior to the making of such application.
Facts stated in petition to be verified.	Whenever any one deemed a proper person to make application for relief as provided for in this act, shall make application to the State Board of Control of Institutions and Agencies, the said State board shall fully establish the facts as set forth in the petition and as outlined above, as well as other facts its deems necessary, including the legal settlement in any county of the State of New Jersey, the said State board may then present a petition to the Court of Common Pleas of such county for relief for the person named in the petition in order that the State Board of Control of Institutions and Agencies may ameliorate the condition of the blind person named, in the manner set forth in this act, but the sum asked for or granted shall not be in excess of three hundred dollars (\$300) in any one year.
Petition presented to court.	The judge of the Court of Common Pleas to whom petition is presented may in his discretion order the State Board of Control of Institutions and Agencies to produce further proof and testimony, or may order the person for whom the petition is made and the petitioner to appear before him or his representative appointed to act with the State Board of Control of Institutions and Agencies in establishing the facts set forth in the petition. Whenever said facts set forth in petition shall have been fully established, the court shall order relief in the amount provided by law, that is, not to exceed the sum of three hundred dollars (\$300) in one year.
Amount.	
Establishing facts.	
Relief furnished.	
Expenditure.	All relief granted under this act is granted with the understanding that the amount is to be available only for the use of the State Board of Control of Institu-

tions and Agencies, which shall expend it only on behalf of the person named in the petition and for whom the relief is granted.

2. Section thirteen of the act of which this act is amendatory be and the same hereby is amended so that it shall read as follows:

Section 13 amended.

13. The relief granted by the State Board of Control of Institutions and Agencies for the support, care and maintenance of persons coming within the provisions of this act, shall be charged against the county in which such person has a legal settlement, and shall be paid by the board of chosen freeholders of such county; *provided, however*, if such person does not have a legal settlement in any county in this State, relief granted shall become a charge upon the State and shall be paid for from the funds provided for that purpose in any annual or special appropriation act.

To whom expenses chargeable.

Proviso.

The amount paid by any board of chosen freeholders for the support, care and maintenance of any person coming within the provisions of this act shall be chargeable by the board of chosen freeholders to the municipality in which the said blind person has a legal settlement and the respective governing bodies of the various municipalities in this State shall annually in their said budgets provide sufficient funds to carry into effect the provisions of this act. The State Board of Control of Institutions and Agencies shall, within sixty days after this act takes effect, transmit to the board of chosen freeholders in each county an estimate of the amount necessary for carrying into effect in each said county the provisions of this act, and the board of chosen freeholders shall for the year one thousand nine hundred and twenty-two appropriate an amount sufficient to meet the estimated expenditures under this act.

Amount paid chargeable to municipality.

Estimate of amount necessary.

Appropriation.

Thereafter in December of each year the State Board of Control of Institutions and Agencies shall forward to each county an estimate of the amount of money necessary for carrying into effect in each county of this State the provisions of this act, and shall transmit such estimate to the board of chosen freeholders of each county, and the said board of chosen freeholders shall in the budget for the ensuing calendar or fiscal year

Yearly estimate in budget.

appropriate a sufficient amount to meet the expenditures of the county under the provisions of this act.

Repealer.

3. All acts and parts of acts inconsistent with this act are hereby repealed in so far as they are inconsistent with this act. *Provided, however,* that if any paragraph of this act shall be deemed invalid the invalid paragraph shall be rescinded and the remainder of the act remain in full force and effect.

Proviso.

4. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 84.

A Supplement to an act entitled "An act concerning corporations (Revision of 1896)," approved April twenty-first, one thousand eight hundred and ninety-six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Change of
address of
corporate
agent furn-
ished Secre-
tary of State.

1. Whenever the registered agent of a corporation organized under the laws of the State of New Jersey, or of a corporation duly licensed to transact business in the State of New Jersey, shall remove from one address to another within the same city or county, such agent shall within five days thereafter forward a letter to the Secretary of State of the State of New Jersey advising him of such removal, together with the name or names of the corporation or corporations for whom said agent is acting for the purpose of receiving process, and the forwarding of such letter shall be deemed as the changing of the registered or principal office of the corporation or corporations for whom said agent is acting.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 85.

An Act to provide for the disposition of moneys obtained from the sale of land owned by municipalities in certain cases.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. When a municipality in this State shall have sold land or shall hereafter sell land owned by such municipality, which land came into its possession by other than a tax sale, and such municipality has issued bonds to obtain funds for the purchase of such land and such bonds have not yet matured or are still unpaid, then and in such case, it shall be lawful for the governing body of such municipality to pay all or part of the proceeds from the sale of such land into the sinking fund of such municipality, such funds to be used for the cancellation of any bonds issued for the purchase of such land and held by the sinking fund, or may be held in such sinking fund for the final payment of such bonds at maturity.

Proceeds of sale of lands placed in sinking fund.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 86.

A Supplement to an act entitled "An act to provide for the appointment of an Interstate Bridge and Tunnel Commission and to define its powers and duties," approved February fourteenth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In addition to the powers and duties heretofore imposed upon the New Jersey Interstate Bridge and Tun-

Disposition of income from rentals.

nel Commission the said commission shall have the power, whenever any lands or real estate shall come into its possession or control or whenever it shall take any such lands in the name of the State of New Jersey, to take the income from the said land whether by way of rent or otherwise and dispose of the said rent or income as provided herein.

May rent buildings.

2. Whenever the said commission shall acquire lands on behalf of the State of New Jersey in pursuance to the powers and duties heretofore conferred upon the said commission, and it shall be deemed inadvisable to remove the buildings from the lands so acquired immediately, then the said commission shall have the power to rent the said buildings or otherwise take the income therefrom until such times as the said buildings are removed by the commission for the purposes for which the commission was created.

Income paid into sinking fund.

3. The income so collected shall be paid to the Sinking Fund Commission created in an act entitled "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in an amount not exceeding twenty-eight million dollars for the purpose of paying the cost of extending the system of State highways by the construction of bridges and tunnels for vehicular or other traffic across the Delaware and Hudson rivers, or either of them; providing the ways and means to pay the interest of such debt and also to pay and discharge the principal thereof; and providing for the submission of this law to the people at a general election," approved May eleventh, one thousand nine hundred and twenty, and shall be used by them to pay interest of the following year upon outstanding bonds, as provided in the said act.

Proviso.

Proviso.

When sharing income with other State.

4. Whenever any other State shall have contributed a share of the money paid for any such lands acquired as recited herein and shall be entitled to a proportionate share of the income from said lands, then the commission shall first pay to the properly designated authority in said State its share of the said income as aforesaid and pay the balance to the Sinking Fund Commission as provided herein.

5. Whenever the said commission shall have contributed to the purchase of lands in another State and shall be entitled to a proportionate share of the income from said lands, then said income when received by the commission shall be paid to the Sinking Fund Commission as provided herein.

Property in
another State.

6. It being the intent of this act that all income derived from the temporary rental of lands acquired by the New Jersey Interstate Bridge and Tunnel Commission shall be used for the purpose of paying interest upon the bonds outstanding for the construction of bridges and tunnels and thereby reducing the interest and sinking fund charges to be raised by taxation.

Income to be
applied to
interest on
bonds.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 87.

An Act relative to lands under the tidal waters of the State of New Jersey, lying in front of the Palisades of the Hudson.

WHEREAS, It was by an act entitled "A further supplement to the act entitled 'An act to ascertain the rights of the State and of the riparian owners in the lands lying under the waters of the bay of New York and elsewhere in the State,' approved April eleventh, one thousand eight hundred and sixty-four," which supplement was approved the nineteenth day of February, one thousand eight hundred and ninety-five, enacted in part, that after the passage thereof the Riparian Commission should not make any lease, grant or conveyance of any lands lying under the waters of the Hudson river adjacent to or in front of the Palisades, or adjacent to or in front of the strip of land between the base of the Palisades and the lands under water, unless there shall be inserted in such lease, grant or conveyance such terms, condi-

Preamble.

tions, restrictions and limitations as would, so far as possible, forever thereafter preserve unbroken the uniformity and continuity of the Palisades, and would also, so far as possible, prevent the lands so leased, granted or conveyed from being in any way used or devoted to injurious or destructive work or operations against the Palisades, or in connection with or for the encouragement, aid or promotion of injurious or destructive work of any kind against the Palisades;

Preamble.

AND WHEREAS, Said act contains no definition of the meaning of the word "Palisades" as used therein;

Preamble.

AND WHEREAS, It was the purpose of said act to preserve unbroken the uniformity and continuity of the Palisades as then existing, and it was manifestly the intention of the Legislature to designate by "Palisades" that portion of the west shore of the Hudson river which extends northwardly from the road leading from the old Fort Lee dock or landing, to Fort Lee in Bergen county, to the northerly boundary line of the State of New Jersey; now, therefore,

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Palisades defined.

1. The word "Palisades" as used in the aforesaid act, or in any act supplementing or amending the same, shall be construed to mean that portion of the west shore of the Hudson river (lying between the high-water line and the top or edge of the steep cliffs or the crest of the slope in places where the steep cliffs are absent) from the road leading from the old Fort Lee dock or landing to Fort Lee in Bergen county on the south to the northerly boundary line of the State of New Jersey, and the riparian lands lying under the water of the Hudson river to the southward of the said road, leading from the Fort Lee dock or landing to Fort Lee in Bergen county, shall not be subject to the provisions of the aforesaid act or any supplement or amendment thereof.

Validity of leases, etc.

2. No lease, grant or conveyance heretofore made, leasing, granting or conveying lands lying under the waters of the Hudson river southward of the said road leading from the Fort Lee dock or landing to Fort Lee in Bergen county, shall be held invalid or ineffectual because such lease, grant or conveyance shall not have

inserted therein such terms, conditions, restrictions and limitations as are prescribed in the aforesaid act, or any supplement or amendment thereof.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 88.

An Act fixing the fees of sheriffs in the several counties of this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. From and after the passage of this act sheriffs shall receive the following fees: Sheriff's fees.

For serving every subpoena, attachment, or any mesne process issuing out of the Court of Chancery; every summons, *capias ad respondendum*, declaration in ejectment, or any mesne process issuing out of the Supreme Court, or any Circuit Court, or Court of Common Pleas; every citation, attachment, or any mesne process issuing out of the Prerogative Court or Orphans' Court, or issued by the surrogate of any county, the sheriff or other officer serving such process, shall, for the first defendant, or party on whom such process is served, be allowed the sum of three dollars and fifty cents and for service on the second defendant named therein three dollars, and for serving such process on any other defendant, or defendants therein named, the sum of one dollar each, and no more, and if a man and his wife be named in such process they shall be understood as one defendant, except where they are living separate and apart, and mileage shall be allowed on services as aforesaid; Subpoenas,
citations,
attachments,
etc.

For serving a *capias ad satisfaciendum*, five dollars and mileage;

Writs.	For returning every writ, twelve cents;
Mileage.	For mileage on serving every writ or declaration in ejectment, two cents, out and in, for every mile, to be computed from the court house, but the whole mileage shall in no case exceed two dollars; <i>provided</i> , that no mileage shall be allowed on a writ of fieri facias, partition, possession, restitution, seizin, venire facias, distringes or inquiry;
Proviso.	
Bail bond.	For taking every bail bond, fifty cents; For serving venire facias or distringes, and return, one dollar;
List of freeholders.	For producing the list of freeholders and attending the judge within the county, two dollars and seventy cents; and, if out of the county, twenty cents for every mile from the court house of his county to the place where he shall attend the judge, in addition to the said fee of two dollars and seventy cents;
Special jury.	For summoning a special jury, two dollars and seventy cents;
Jury of review.	For summoning a jury of view, when not a special jury, one dollar and fifty cents;
Attending jury.	For attending a jury of view, each day, one dollar and fifty cents;
Swearing jury, etc.	For executing every writ of partition, swearing the jury and making return of the writ, three dollars; and if the execution of the said writ shall occupy more time than one day, then, in addition to the above sum, he shall be allowed after the rate of one dollar and fifty cents a day, for every day more than he shall attend the said jury;
Executing writs.	For executing every writ of possession and return, five dollars and mileage; For executing every writ of inquiry, summoning the jury and returning the inquisition, two dollars;
Sale by execution.	For serving every execution against goods or lands and making an inventory and return, six dollars and mileage; Whenever any sale is made by virtue of an execution the sheriff shall be entitled to charge the following fees; to wit: On all sums not exceeding five thousand dollars, two and one-half per centum; on all sums exceeding five thousand dollars, two per centum of such excess;

when the execution is settled without actual sale and such settlement is made manifest to the officer one-half of the amount of percentage allowed herein in cases of sale;

For making statement of execution, sales and execution fees, one dollar;

For advertising the property for sale, provided the sheriff or deputy sheriff attend in pursuance of the advertisement, three dollars and fifty cents; Advertising.

For the crier of the vendue, when the sheriff proceeds to sell, for every day he shall be actually employed in such sale, one dollar; Crier at vendue.

For every adjournment of a sale, one dollar;

But no more than one adjournment shall be allowed, and if the sheriff shall have several executions against a defendant, he shall only be allowed for advertising, attending and adjourning, as if he had but one execution; Adjournments.

For drawing and making a deed to a purchaser of real property, five dollars; Deed.

For every person committed to prison, twenty-five cents;

For discharging every person from prison, twelve cents; Prisoners.

For victualing a prisoner, for every day, fifteen cents;

For attending with a prisoner before a judge, on his being surrendered by or in discharge of his bail, and receiving him into custody, one dollar and fifty cents;

The sheriff shall file his taxed bill of costs with the clerk of the court out of which execution issued, at the term next after the sale of the property, or, in default thereof, he shall not be entitled to any costs; and if any sheriff shall charge in such bill of costs for services not done, or allowed by law, or shall take any greater fee or reward for any services by him done, than is or shall be allowed by law, he shall pay to the party aggrieved thirty dollars, to be recovered by action of debt, with costs; Filing taxed bill of costs.

For serving a citation in divorce proceedings, five dollars and mileage; Citations.

For executing every writ of attachment and writ of replevin issuing out of any of the courts, five dollars and mileage; Attachments.

Penalty for overcharging.

Jurors in
claims.

In all claims of property the sheriff shall receive and pay to each of the jurors summoned to try the same, the sum of three dollars each per day;

For issuing an affidavit of non-residence, one dollar and fifty cents.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 89.

An Act to enable any board of trade, or chamber of commerce, or other similar organizations, incorporated by any special act of the Legislature of this State, to, at any time and from time to time, amend its charter, and providing the procedure therefor.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Right to
amend charter.

1. Any board of trade, or chamber of commerce, or other similar organization, incorporated by any special act of the Legislature of this State, may at any time and from time to time, in the manner hereinafter provided, amend or further amend its charter as originally enacted, or as heretofore amended, or as hereafter amended pursuant to this act, for the purpose of changing its name, changing the number of directors or managers, defining the qualifications and tenure of office of the directors or managers, dividing the managers or directors into classes with fixed terms (not exceeding three years), regulating the method of election of directors or managers, defining the qualifications of officers, regulating the method of election of officers, authorizing voting at elections and meetings by mail ballot, and making such other amendment, change or alteration in its charter, original or amended, as may be de-

Method.

sired; the board of directors, or other governing managers, of any such board of trade, or chamber of commerce, or other similar organization, may at any regular or special meeting of said directors, or other governing managers, by resolution declare that it is advisable to amend and change the charter of said board of trade, or chamber of commerce, or other similar organization, as indicated in such resolution, and directing that such amendment and change shall be submitted to the members (and/or stockholders, if any) of the said corporation at their then next regular meeting, or at a special meeting to be called for the purpose, and that a copy of such resolution shall be included in the notice of the meeting; if the members (and/or stockholders, if any) of the corporation, after notice as aforesaid, shall by a two-thirds vote of the members lawfully voting at the meeting (and/or by a two-thirds vote in interest of the stockholders lawfully voting at the meeting), or at any adjournment thereof, approve the amendment and change declared to be advisable by the directors, or other governing managers, a certificate, signed by the president and secretary, under the corporate seal, and acknowledged or proved, as in the case of deeds of real estate, setting forth the passage, under, the provisions of this act of the resolution declaring the amendment and change to be advisable by the directors or other governing managers of said corporation, and the approval thereof by the members (and/or stockholders, if any) of the corporation by a two-thirds vote of the members lawfully voting (and/or by a two-thirds in interest vote of the stockholders lawfully voting) at a regular or special meeting after notice as aforesaid, shall be filed and recorded in the office of the Secretary of State; and upon the filing and the recording of said certificate the charter of said corporation shall be amended and changed accordingly.

Procedure.

Certificate showing changes filed with Secretary of State.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 90.

An Act to amend an act entitled "An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen, and April eleventh, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 229
amended.

I. Section two hundred and twenty-nine of the above recited act, be and the same is hereby amended to read as follows:

Children
accompanying
mothers.

229. If any female committed to any of the institutions referred to in paragraphs one hundred and seventeen and one hundred and eighteen of this act, at the time of such commitment, is the mother of a nursing child in her care under two years of age, or is pregnant with child, which shall be born after such commitment, such child may accompany its mother to and, subject to the provisions of this act, may remain in such institution until it is two years of age and may then be removed therefrom. The name and history of the said child shall be entered upon the records of the institution in the same manner as if the child had been committed or admitted to the said institution as inmate or patient. If the mother is a State indigent patient, said child shall be maintained at the expense of the State, and if said mother is a county indigent patient, said child shall be maintained at the expense of the county chargeable with maintenance of the mother. The rate for maintenance shall be fixed by the State House Commission. The chief executive officer of the institution, as a condition precedent to charging the maintenance of said child, shall notify the Comptroller of the Treasury in the case of charging the State, and shall notify the

Record of
child.

By whom
maintained.

director of the board of freeholders in the case of charging a county. If, when such child arrives at the age of two years, it is without family or relatives able and willing to assume its support, the chief executive officer of the institution may file, or may designate an agent to file for him, a petition with the Court of Common Pleas of the county in which the child or its parent or parents have a settlement, setting forth the parentage of the child and its settlement, together with such other proof as may be necessary to satisfy the judge as to the settlement of the child, and the said judge shall thereupon make an order committing the said child or children to the care, custody and control of the New Jersey State Board of Children's Guardians, and the said child or children shall thereupon become the legal ward or wards of said board, which order shall also contain a provision ordering the county to pay expenses for the care of said child or children, including the board, clothing, medical and surgical treatment while the child or children are under the guardianship of the New Jersey State Board of Children's Guardians. Upon the making of such commitment, as aforesaid, the State Board of Children's Guardians shall thereupon become and be constituted the guardian of said juvenile dependent or dependents, and shall be invested with all the powers and duties now exercised by them in the same manner and to the same effect as if the said child or children had been committed to said New Jersey State Board of Children's Guardians as a public charge or charges; *provided, however*, that if at any time the chief executive officer of the institution shall certify to the commissioner that the condition of the mother or the prevailing conditions of the institution are inimical to the best interests of the said child, and if after investigation the said commissioner finds that the said child would be benefited by removal from the institution and if it is without family or relatives able and willing to assume its support, the said chief executive officer of said institution may thereupon file, or he may designate an agent to file for him, a petition, and secure an order committing the child to the State Board of Children's Guardians, as provided above.

Removal of child.

Commitment of child.

County to meet charges.

Right of guardianship.

Proviso.

Removal from institution.

Approved March 11, 1922.

CHAPTER 91.

An Act to amend an act entitled "An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State highway within any such county now or hereafter laid out by the State Highway Commission, and to issue and sell the bonds or other obligations of the county to provide funds for such purposes," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 3
amended.

1. Section three of the act to which this act is an amendment is hereby amended to read as follows:

Taking over
improved
county road.

3. Whenever the State Highway Commission shall have approved any contract made in accordance with section one of this act and the payments thereunder, it shall within six years after the date of such approval, if funds be on hand available for such purpose, take over any highway constructed by any county under said contract in accordance with the terms of this act and pay to said county the actual cost of the construction thereof, without interest. When any such sum is paid to any county, the sum so paid, or such part thereof as may be necessary, shall be used for the purpose of retiring any bonds or other obligations issued for the purpose of raising funds for the construction of such road. No road constructed by any county under this act shall be taken over and paid for by the State Highway Commission unless the State Highway Engineer shall certify to such commission that such road has been constructed in all respects in accordance with the plans and specifications approved by said commission; *provided, however*, that the State Highway Commission may, if funds be available and have been set aside for the purpose of reimbursing any county for the construction and improvement of any highway made by any county under this act,

Sum received
used to retire
bonds.

Built under
approved
plans.

Proviso.

pay to said county the amount already expended; *provided*, the State Highway Engineer shall certify to the commission that work has been done in accordance with the plans and specifications approved by said commission to the value of the amount requested. Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 92.

An Act to amend an act entitled "An act to provide for the establishment and maintenance of county free libraries," approved April seventh, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section six of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 6 amended.

6. Such commission shall organize by the election of a chairman, and they shall adopt rules and regulations for the establishment and upkeep of such county library and shall have the power to purchase the supplies and equipment and incur the expenses they may deem necessary to carry out the provisions of this act; *provided*, they shall not incur expenses or make purchases in any fiscal year in excess of the amount of money appropriated for county library purposes for such year. The shall annually report to the county board of freeholders. Organization; rules; powers. Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 93.

A Further Supplement to an act entitled "An act concerning landlords and tenants," approved March twenty-seventh, eighteen hundred and seventy-four.

Preamble. WHEREAS, A public emergency exists, due to housing congestion, which seriously affects and endangers the public welfare, health and morals of the people of this State; and

Preamble. WHEREAS, These conditions have caused unjust, unreasonable and oppressive agreements of payments of rent to be, and now being, exacted by landlords from tenants; and

Preamble. WHEREAS, In many instances, where tenants question the reasonableness of said rents, they are served with summons in dispossess proceedings.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Grounds for dispossessing tenant.

1. No proceedings shall be maintainable by any landlord or lessor against any tenant or lessee to recover the possession of premises occupied for dwelling purposes, except when the proceeding to recover such possession is upon the ground that the tenant is objectionable because of nonpayment of rent or otherwise, in which case the landlord or lessor shall establish to the satisfaction of the court, that the tenant is actually objectionable, or a proceeding where the landlord or lessor seeks in good faith to recover possession of the premises or an apartment therein, for his, or any member of his family, for immediate and personal occupancy as a dwelling; or a proceeding where the landlord or lessor claims that possession of the premises is desired in good faith for the purpose of making substantial alterations, or for the purpose of demolishing the building or buildings with the intention of constructing a new dwelling or dwellings, plans for which shall have been duly filed and approved by the proper authority; in any such case the landlord or lessor may cause a written

Notice to move.

notice of the termination of such tenancy to be served upon the tenant or lessee, and a demand that they remove from the premises in question, within three days from such notice and demand, and, in case such tenant or lessee shall not so remove, it shall be lawful for the landlord or lessor, after the expiration of said three days, to make and file with the clerk of the court, an affidavit setting forth any or all of the causes for removal above set forth, and of the service of such notice and demand, and thereon it shall be lawful for a summons to duly issue for the summary removal of the tenant or lessee; and, on proof before the court on the return of the summons, of any one or all of the causes for removal aforesaid, it shall be lawful for the court to give judgment for the landlord or lessor and issue a warrant for such removal, and take such other proceedings as are now provided by law for summary removal of tenants.

Action to force removal.

Warrant to issue.

2. In any action brought by any landlord or lessor against any tenant or lessee to recover rent for premises or any part thereof occupied as a dwelling, where the rent has been increased within one year next prior to the institution of said action; or where the landlord or lessor seeks to recover possession of said premises or any part thereof so occupied, for nonpayment of said rent, the tenant or lessee may question the reasonableness of said increase in rent, as a defense to said action; *provided, however,* he files with the clerk of the court, on or before the return day of the summons, an answer setting forth that such rent is unjust, unreasonable and oppressive, and that the agreement under which same is exacted is unjust, unreasonable and oppressive; and, when an answer is so filed, the plaintiff shall, within five days thereafter or within such time as the court, upon good cause shown, may determine, file with said clerk, a verified bill of particulars, which shall set forth the following:

In case of nonpayment of rent.

Proviso.

Bill of particulars:

(A) The gross income for the period of one year previous to the date of the action from the building or buildings of which the premises in question are the whole or part;

Year's gross income:

- Value; (B) The reasonable value of the building or buildings upon the premises;
- Details; (C) The number of apartments in such building or buildings, the number of rooms in each apartment, and any other section or space therein for which a rental is exacted or received;
- Rental returns monthly; (D) The amount of monthly rent for each such apartment, section or space on the date of the institution of such action, and the amount of rent for each such apartment, section or space for the period of one year last past;
- Consideration; (E) The consideration paid by the landlord or lessor for the premises;
- All expenses; (F) The operating expense for one year last past, with reasonable detail, such as interest charges on encumbrances, taxes, water rents, insurance, coal, illumination, janitor service, cost of management, repairs and collection of rents;
- Expenditures. (G) The actual amount spent upon the building or buildings for maintenance, improvements or repairs for one year last past and the approximate depreciation of said building or buildings;
- Miscellaneous. (H) And all other items affecting the net income from the premises.
- Dismissal of proceedings. 3. Issue shall not be joined in said action until the filing of such bill of particulars; and if plaintiff fails to file same in the manner and within the time herein specified, the court, upon motion of the defendant, shall dismiss the proceedings.
- Excessive increase. 4. Whenever it shall appear to the court that the rent for any premises or any part thereof occupied as a dwelling has been increased thirty-five per centum or more within three years next prior to the institution of the action, said rent and the agreement under which same is exacted shall be considered by the court to be prima facie unjust, unreasonable and oppressive; *provided, however,* that nothing contained in this act shall prevent plaintiff from pleading and proving in such action a just and reasonable rental for said premises, and recovering judgment therefor.
- Proviso. 5. In any action brought by any landlord or lessor against any tenant or lessee to recover rent for prem-
- Recovery of increased rent.

ises or any part thereof occupied as a dwelling, where the rent has been increased within one year next prior to the institution of said action; or where the landlord or lessor seeks to recover possession of said premises or any part thereof so occupied, for nonpayment of said rent, and the tenant or lessee questions the reasonableness of said increase in rent, in the manner hereinbefore set forth, the tenant or lessee at the time of filing the answer, shall deposit with the clerk of the court a sum of money equal to the amount paid by him for the month next preceding the said increase in rent, and such deposit shall apply to the satisfaction of any judgment rendered in said action; and if defendant fails to make such deposit, the court, upon motion of plaintiff, shall strike out the answer so filed by defendant.

Deposit by
tenant.

6. Where a judgment is rendered for plaintiff, and the same cannot be fully satisfied from the deposit aforesaid, or otherwise, within five days after the entry of said judgment and service of a copy thereof on defendant, plaintiff shall then be entitled to the possession of the premises involved in the action, and a warrant shall issue to remove all persons and their personal property and effects therefrom.

On judgment
for plaintiff
removal of
tenant.

7. In any action brought by any landlord or lessor against any tenant or lessee for rent, or the rent value of the premises, for the use and occupancy thereof; or to recover possession of said premises for the nonpayment of said rent or rent value, and plaintiff recovers judgment by default, and said judgment is not fully satisfied within five days after entry and service of a copy thereof upon defendant, in the manner prescribed for service of summons in said action, plaintiff shall then be entitled to possession of said premises, and a warrant shall issue to remove all persons and their personal effects therefrom.

Possession by
landlord.

8. Whenever a judgment has been entered by default in any action brought by any landlord or lessor against any tenant or lessee for rent or rent value of premises, for the use and occupation thereof; or to recover possession for the nonpayment of said rent or rental value, the court in which the action was brought may, within five days from the entry of said judgment, vacate same,

Judgment by
default.

or open said default, and amend, correct or modify any process, pleading judgment or warrant in said proceedings; or said court may grant a new trial upon such terms and for such reasons as it may determine; *provided, however*, that the defendant shall apply to said court for a new trial within five days from entry of said judgment.

Certiorari to stay judgment. 9. Whenever a writ of certiorari shall be granted to a tenant or lessee or to review the proceedings and judgment for possession entered in any action brought by any landlord or lessor against any tenant or lessee to recover possession of any premises or any part thereof occupied as a dwelling, said writ of certiorari may act as a stay of said judgment and the warrant issued thereon; *provided, however*, that said writ of certiorari be granted within five days from the entry of said judgment; *and provided, further*, that the defendant forthwith deposit with the clerk of the court wherein said judgment is entered, a sum of money equal to the amount of said judgment and costs; and each month thereafter, until the final determination of said certiorari proceedings, he shall deposit with said clerk an amount which shall equal one month's rental, computed on the basis of said judgment, and said clerk shall forthwith pay to plaintiff the amount or amounts so deposited.

Exceptions to act. 10. This act or the provisions thereof shall not apply to farms or farm land, rooming houses occupied under a hiring for a week or less, hotels, summer cottages or bungalows at seashore or country resorts, or to store tenancies, or any part of any premises occupied for store or commercial purposes.

Duration of act. 11. This act shall take effect immediately, and remain in effect until May first, nineteen hundred and twenty-four.

Approved March 11, 1922.

CHAPTER 94.

An Act to amend an act entitled "An act to increase the efficiency of public health protection in this State, to abolish the State Board of Health, and to create a State Department of Health and to prescribe and define the powers and duties of such department," approved April fourteenth, one thousand nine hundred and fifteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows: Section 1
amended.

1. The Department of Health is hereby established, and the same shall be governed by a board of eleven members, to be known as the "Department of Health of the State of New Jersey." Not more than six of the members of the board shall be members of the same political party, and all of said members shall be residents of this State, and two of the members of said board shall be women. At least three of the members shall be physicians, at least one a veterinarian, at least one a dentist, and at least two sanitary engineers. The additional offices created by this act shall be filled by appointees, nominated by the Governor, with the advice and consent of the Senate, and shall hold their said offices for a term of four years. Their successor shall be appointed in like manner. Vacancies shall be filled for the unexpired terms. Name.
Membership.
Requirements.
New members.
Vacancies.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 95.

An Act to amend an act entitled "An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen, and supplemented April twelfth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 125
amended.

1. Section one hundred and twenty-five of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Inspection
of jails, work-
houses, hos-
pitals, etc.

125. The State board shall have power of visitation and inspection of all county and city jails or places of detention, county or city workhouses, county penitentiaries, county insane and tuberculous hospitals, poor farms, almshouses, county and municipal schools of detention, and privately maintained institutions and non-institutional agencies for the care and treatment of the insane, the blind, the deaf, the dumb, the epileptic, the feeble-minded, or other institutions, and noninstitutional agencies conducted for the benefit of the physically and mentally defective, or the care of dependent or convalescent children or both. Any member of the State board or committee thereof, or the commissioner or his duly authorized agent, shall be admitted to any and all parts of any such institutions at any time, for the purpose of inspecting and observing the physical condition thereof, the methods of management and operation thereof, the physical condition of the inmates, the care, treatment and discipline thereof. The State board may make such report with reference to the result of such observation and inspection and recommendation with reference thereto, as it may determine.

Admission
for purpose
of inspection.

Report by
State board.

2. Section one hundred and twenty-six of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 126 amended.

126. If it shall appear after any such investigation of any of the institutions or noninstitutional agencies enumerated in sections one hundred and twenty-four and one hundred and twenty-five, except institutions conducted by properly organized and accredited churches and fraternal societies organized for aid and relief of their members, that the laws relating to the construction, management and affairs of any such institution, and the care, treatment, government and discipline of its inmates or patients are being violated, or that the inmates or patients in any such institution are cruelly, negligently or improperly treated or inadequate provision is made for their sustenance, clothing, care, supervision or other condition necessary to their suitable and proper well being, said board may apply for an order of any justice of the Supreme Court or a judge of the Court of Common Pleas of the county, in which such institution is located, directed to the proper superintendent, commissioner, agent, medical director, warden, manager, keeper, chief executive officer or other officer of such institution or in control thereof, or responsible for such violation or omission, requiring him to modify any treatment or to apply such remedy, or both, or carry out the requirements of the State board or the commissioner as shall therein be specified. The application for such order shall be made as prescribed in section one hundred and twenty-seven of this chapter, and the justice or judge may thereupon make such order as may be just and effectual; a failure to comply with the terms of such order shall be a contempt of court and punishable as such.

If bad care, treatment, construction, etc., shown application to court.

Order of application.

Failure to comply contempt.

3. Section one hundred and twenty-seven of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 127 amended.

127. The rights and powers conferred upon the State board and the commissioner by sections one hundred and twenty-four, one hundred and twenty-five and one hundred and twenty-six, so far as they relate to the investigation of the institutions and noninstitutional

Order of enforcement.

agencies enumerated therein, may be enforced by an order of any justice of the Supreme Court or of a judge of the Court of Common Pleas of the county, in which such institution is situated, and filed with the clerk of the county, and heard by such justice or judge, in a summary manner, after at least twenty days' notice to the officer or board having charge of such institution, of the time and place of making such application. A copy of all the papers upon which the application is based shall be served with the notice of such application. Upon such hearing the court may make such orders as may be just and effectual, and the failure to comply with the terms thereof shall be contempt of court and punishable as such. If, in the opinion of the State board, any matter with regard to the management or affairs of any such institution or any inmate or person in any way connected either with required legal investigation or action of any kind, notice thereof may be given by the State board, or to the prosecutor of the pleas of the county, and he shall thereupon make inquiry and take such proceedings in the premises as he may deem necessary and proper. It shall be the duty of the prosecutor of the pleas when so required, and the Attorney-General, when requested in writing by such justice of the Supreme Court, to furnish such legal assistance, counsel or advice as to the commissioner or the State board may require in the discharge of his or its duties.

Order after hearing.

Notice to prosecutor.

Legal assistance.

Section 646 amended.

Bringing children into State.

License necessary.

4. Section six hundred and forty-six of the act to which this act is an amendment be and the same is hereby amended to read as follows:

646. It shall be unlawful for any person, corporation, association or institution to bring or send or cause to be brought or sent into the State of New Jersey any dependent child for the purpose of placing such child in any home in New Jersey, or procuring the placing of such child in any home in New Jersey by indenture, adoption or otherwise or to abandon such child after being brought or sent into the State of New Jersey without first obtaining a license to be issued by the commissioner, entitling such person, corporation, association or institution to the privilege of bringing or sending or causing to be brought

or sent into the State of New Jersey such children for placement in conformity with this act and such rules and regulations of the State board consistent herewith as it may from time to time adopt; *provided, however,* that each and every application for a license as provided in this section must be submitted on the form approved by the commissioner for the purpose and must be accompanied by a certificate or other available evidence that the applicant has obtained a license or the approval of the State board or similar body of the State from which the child is to be brought or sent into this State.

5. Section six hundred and forty-seven of the act to which this act is an amendment be and the same is hereby amended to read as follows:

647. Any person, corporation, association or institution, before bringing or sending, or causing to be brought or sent, any such child into this State, such person, corporation, association or institution, having been duly licensed as provided in section six hundred and forty-six, shall be required to furnish a blanket indemnity bond in favor of the State of New Jersey in the penal sum of one thousand (1,000) dollars, to be approved by said commissioner, conditioned as follows: That such licensed person, corporation, association or institution will not send or bring, or cause to be brought or sent, into this State any child that is incorrigible, or one that is of unsound mind or body; *provided,* that nothing herein contained shall be construed to mean that blindness in itself shall act as any barrier to the importation of such children, subject to all other consistent provisions of this act; that such licensed person, corporation, association or institution will at once, upon the placement of any child, report to the commissioner its name and age, and the name and residence of the person with whom it is placed; that if any such child shall, before it reaches the age of twenty-one years, become a public charge such licensed person, corporation, association or institution will, within thirty days after written notice shall have been given of such fact by the commissioner, remove such child from the State; and if any such dependent child shall be convicted of crime or misdemeanor and imprisoned within three years from the

Proviso.

Section 647 amended.

Indemnity bond given.

Amount.

Conditions.

Proviso.

Report to commissioner.

time of its arrival within the State, such licensed person, corporation, association or institution will remove from the State such child immediately upon its being released from such imprisonment, and upon failure, after thirty days' notice and demand to remove as aforesaid, any such child who shall become a public charge as aforesaid, or who shall be convicted as aforementioned, in either event, such licensed person, corporation, association or institution shall at once and thereby forfeit such sum as the State, or any county or municipality thereof, shall have expended in the care, maintenance or prosecution of such child; that such licensed person, corporation, association or institution will place or cause to be placed each of such dependent children under written contract, which will secure to such child a proper home, and will make the person so receiving such child responsible for its proper care, education and training; that such licensed person, corporation, association or institution will properly supervise the care and training of each of such children, and that each of such children shall be visited at least once a year by a responsible agent of the person, corporation, association or institution so placing or causing to be placed, such child as herein provided; that such licensed person, corporation, association or institution will make to said commissioner such reports of their work as said commissioner from time to time may require.

6. If any paragraph of this act shall be declared invalid, the invalid paragraph shall be rescinded and the act shall remain in force and effect.

Removal of
child for
cause.

Forfeit

Proper home.

Supervision.

Reports.

Validity of
act.

7. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 96.

An Act to amend an act entitled "An act concerning trespassing on lands for the purpose of gunning or fishing," approved March twenty-first, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this act is an amendment is hereby amended to read as follows:

Section 1
amended.

1. It shall be unlawful for any person or persons to trespass upon the occupied lands of any other person or persons within this State for the purpose of hunting with a gun or fishing, killing or catching any game or fish enumerated in the statutes, after public notice on the part of the owner, occupant, lessee or licensee thereof, forbidding such trespass, such notice being posted conspicuously adjacent to the highway binding on said land or adjacent to any usual entrance-way to said lands; and every person violating this act shall be punished by a fine not exceeding twenty dollars and costs, and every justice of the peace, police court or recorder shall have jurisdiction to try such offenders, and pronounce sentence as herein provided.

Trespassing
after public
notice.

Notice posted.

Penalty.

2. Section two of the act to which this act is an amendment is hereby amended to read as follows:

Section 2
amended.

2. It shall be unlawful for any person or person to trespass upon the occupied lands of any other person or persons within this State for the purpose of hunting with a gun or fishing, killing or catching any game or fish enumerated in the statutes, after being forbidden so to trespass by the owner, occupant, lessee or licensee thereof; and every person violating this act shall be punished by a fine not exceeding twenty dollars and costs, and every justice of the peace, police court and recorder shall have jurisdiction to try such offenders and pronounce sentence as herein provided.

Unlawful to
trespass after
private notice.

Penalty.

Section 3 amended.

Arrested without warrant.

May be imprisoned for failure to pay fine.

Failure to show permit.

Section 4 amended.

Use of penalties collected.

3. Section three of the act to which this act is an amendment is hereby amended to read as follows:

3. Any persons guilty of violating any of the provisions of this act may be arrested without warrant by the owner, occupant, lessee or licensee, or any officer of the law and taken for trial before any of the justices or courts mentioned in this act as having jurisdiction. On failure of any person convicted of violating the provisions of this act to pay a fine imposed as provided in this act, the said justice or court before whom the conviction is had may commit such persons to the county jail until such fine is paid. In any prosecution for violation of the provisions of this act, the failure of the defendant to produce a written permit to hunt and fish on the lands upon which he is charged with trespassing signed by the owner, occupant, lessee or licensee thereof shall be prima facie proof that he was forbidden so to trespass by such owner, occupant, lessee or licensee.

4. Section four of the act to which this act is an amendment is hereby amended to read as follows:

4. One-half of all moneys recovered as fines for any violations under this act shall be paid to the owner, occupant, lessee or licensee, or officer of the law who arrests the defendant, and one-half thereof shall be paid to the Board of Fish and Game Commissioners for the uses and purposes of said Board of Fish and Game Commissioners.

Approved March 11, 1922.

CHAPTER 97.

A Supplement to an act entitled "An act concerning corporations (Revision of 1896)," approved April twenty-first, one thousand eight hundred and ninety-six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Fee for changing from par to no par value.

1. Whenever any corporation, heretofore or hereafter organized under the provisions of this act, shall amend

its certificate of incorporation by changing all or a part of its shares of authorized capital stock from par value shares to shares without nominal or par value, the fee payable to the Secretary of State for filing said amended certificate shall be at the rate of one cent per share for the shares of stock without nominal or par value so created, and the Secretary of State shall allow the corporation credit for the original filing fees before exacting the fee prescribed by law for issuing shares of stock without nominal or par value; *provided, however*, that the fee shall in no case be less than twenty dollars.

Allowance.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 98.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever in any municipality in this State, bordering or situated upon the Atlantic ocean, owning and operating a public casino, playgrounds and bathing establishment, the owners of property of said municipality representing two-thirds in amount of its ratables shall file in the office of the clerk of the governing body, a petition requesting the governing body to submit to the voters of said municipality at an election to be held for that purpose, the proposition of leasing said public casino, playgrounds and bathing establishment, it shall thereupon be the duty of the governing body to submit such proposition to the vote of the electors of said municipality at the general election held therein at least thirty days after the filing of said petition unless the governing body thereof shall call a special election therefor.

Leasing municipally owned and operated property.

Referendum.

Necessary
signatures.

2. The question as to whether the signatures of the necessary two-thirds in amount of ratables have joined in such petition shall be determined by the governing body, which shall use for that purpose the last preceding valuation for the purpose of taxation.

Leased if
approved.

3. If at such election the proposition shall be approved by a majority of the qualified voters of such municipality voting thereat, the governing body shall forthwith, upon such terms and conditions as it may prescribe, lease said public casino, playgrounds and bathing establishment for any period not exceeding five years.

Term.

Letting adver-
tised.

4. The letting thereof shall be advertised in some newspaper circulating in the municipality at least ten days prior to the receipt of bids, and shall be to the highest responsible bidder therefor.

5. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 99.

A Supplement to an act entitled "An act relating to, regulating and providing for the government of cities of the second class which now have or may hereafter have a population of less than twenty thousand," approved April twenty-third, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Park regu-
lations.

1. The park commission in any city in which the provisions of the act to which this act is a supplement are operative, shall have power and authority to make, enforce, amend and repeal ordinances establishing rules and regulations for the government and use of all public parks owned by such city.

Passage of
ordinance.

2. Any such ordinance shall be introduced only at a regular meeting of such park commission and shall not

be finally passed unless it has been read in substantially its final form at a regular meeting of the park commission held at least one week prior to its final passage. It shall require a majority vote of all members of the park commission to finally pass an ordinance. Upon final passage such ordinance shall be signed by the president of the park commission, attested by its clerk, and shall be recorded in full in a book to be kept for that purpose. A copy thereof shall be plainly printed and posted within such park or parks where the same is effective. The book or books or record of the ordinances of the said park commission shall be taken and received as evidence of the due passage by said park commission of ordinances recorded therein, and testimony as to the posting of a copy of any such ordinance may be given by any officer, member or employee of the park commission or any other person or persons having knowledge thereof.

Copy posted.

Record.

3. The park commission may prescribe in any such ordinance a penalty or penalties for the violation thereof, either by imprisonment in the county jail not exceeding thirty days, or a fine not exceeding one hundred dollars, or both. The magistrate before whom any violator of any such ordinance is convicted shall have power to impose any fine or term of imprisonment not exceeding the maximum fixed in such ordinance. In default of the payment of any fine imposed thereunder, any person convicted of the violation of any such ordinance may, in the discretion of the magistrate before whom he was convicted, be imprisoned in the county jail for any term not exceeding thirty days.

Penalties for violations.

Commitment.

4. All acts and parts of acts inconsistent herewith are hereby repealed.

Repealer.

5. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 100.

An Act concerning promotions in police departments, in counties of this State, where such police departments have been in existence for at least three years.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Promotions
from patrol-
men.

Proviso.

1. Whenever in any county of this State, a police department has been in existence for at least three years prior to the passage of this act all promotions to superior positions shall be made from the grade of patrolman; *provided, however,* that no person shall be eligible to promotion to a superior position unless such person shall have served for a period of at least three years in the grade of patrolman.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 101.

A Supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Murderers
deemed insane
transferred to
asylum.

1. Whenever a person is sentenced to the punishment of death for crime and a warrant has been directed to the Principal Keeper of the State Prison stating the conviction and sentence and appointing a week within which such sentence must be executed, commanding the said Principal Keeper of the State Prison, or his deputy,

to execute the sentence upon some day within the week so appointed, or whenever any such person is now awaiting, or shall hereafter be awaiting, such execution of his sentence for a time fixed, or, by reason of reprieve or otherwise, to be fixed, has been or shall be found to be insane, so as to be without sufficient degree of reason to be responsible for his crime until the contrary be proved, so as not to have been or be conscious of having committed the crime of which he has been, or may be, convicted, nor aware that he is amenable to punishment and is unappreciative of his situation as one condemned to death, and has been or shall be found and determined so to be by an inquisition held by the trial court by which he has been, or hereafter may be, convicted and sentenced to death, whereby the sentence of execution by death has been, or shall be, stayed and arrested, the trial justice or judge, or such justice or judge having jurisdiction shall in such case, on his own motion or upon application of the Principal Keeper of the State Prison, the Attorney-General or the prosecutor of the pleas of the county in which the conviction was had, direct, by order, in writing, the transfer by the Principal or Head Keeper of the State Prison or place of execution, of such person condemned to death, whose execution has been stayed or arrested, to the New Jersey State Hospital at Trenton, to be confined in the house of detention for convict or criminal insane, or such other place provided by law for the detention of criminal insane persons, until such time as such condemned person shall be conscious of having committed such crime and shall be aware that he or she is amenable to punishment and is appreciative of his situation as one awaiting the execution of the death penalty for such crime.

Order for transfer.

Term.

2. The trial justice or judge, or the justice or judge having jurisdiction, upon his own motion, or upon information from the Attorney-General, or the medical director of the New Jersey State Hospital at Trenton, or the Principal Keeper of the State Prison, or the prosecutor of the pleas of the county in which the conviction was had, that such condemned person, whose execution

Action in case prisoner is sufficiently improved.

Returned to
prison.

has been thus stayed and arrested, has been restored to sufficient reason, shall inquire into his or her mental condition, and if it shall be found that such person is able to understand that he or she has committed the crime for which he or she was convicted, and is aware that he or she is amenable to punishment therefor, and is appreciative of his or her situation as one condemned to death, shall order, in writing, that such condemned person, by name, shall be returned to the State Prison, or the place then provided by law for the putting to death of persons so condemned, which person shall thereupon be forthwith, as therein directed, delivered by the medical director of the New Jersey State Hospital at Trenton, or his duly designated deputy, or by such person having such condemned person in his custody, to the Principal Keeper of the State Prison, or his duly designated deputy or deputies, either at the said place where such condemned person is confined, or to the State Prison, or other place then provided by law for the execution of persons condemned to death, and shall in such order designate the time and place, subject to continuance in open court, as such justice or judge may direct, when and where he will sign and deliver a warrant for the execution of such person, as otherwise provided by law, when execution has been otherwise stayed and arrested; and such justice or judge shall further direct in such order that a copy thereof shall be published in a newspaper of general circulation in the county in which such conviction was had, at the expense of such county, once in each calendar week for two weeks, commencing not sooner than the calendar week following the making of such order. Following such publication at the time designated in such order, and after publication as aforesaid, the said justice or judge having jurisdiction as aforesaid, shall, unless good cause be shown to his satisfaction to the contrary, make out, sign and deliver a warrant for the execution of the death penalty first imposed upon such condemned person, as otherwise provided by law, which warrant, in the hands of the persons authorized by law for the purpose, shall be sufficient justification in all respects for

Resentenced.

the execution of the sentence imposed in the first instance.

3. When any person shall have escaped indictment or have been acquitted of the criminal charge upon trial upon the ground of insanity, upon the plea pleaded of insanity or otherwise, the court being certified by the jury or otherwise of the fact, shall carefully inquire and ascertain whether his insanity in any degree continues, and if it does, shall order him in safe custody, and direct such person to be sent to the New Jersey State Hospital at Trenton, to be confined as otherwise provided by law, and maintained as to expense as is otherwise provided for the maintenance of the criminal insane, until such time as he may be restored to reason; but such person shall not be released from confinement except upon the order of the trial justice or judge having jurisdiction to try such person who has escaped indictment or has been acquitted of such criminal charge as aforesaid. Nothing in this section shall be construed to prevent the use of the writ of habeas corpus.

In case of persons released on ground of insanity.

Confined in asylum.

Release.

4. This act shall take effect immediately, but if the provisions of section three hereof are found to be invalid in any respect, such section shall be considered as severable and extinguished and the remainder of this act shall stand; the intent being to enact the provisions of sections one and two hereof notwithstanding the provisions contained in section three.

Validity of act.

Approved March 11, 1922.

CHAPTER 102.

An Act to validate and confirm conveyances to corporations whose charters have been forfeited for nonpayment of State taxes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Any conveyance or conveyances made to a corporation organized under the laws of the State of New Jersey, are hereby validated and confirmed, notwithstanding

Validity of conveyance.

Proviso.

ing that the charter of such corporation may have been forfeited for nonpayment of State taxes at the time of the making of such conveyance or conveyances; *provided, however*, that the charter of said corporation has been reinstated.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 103.

An Act to validate and confirm mortgages made by corporations whose charters have been forfeited by nonpayment of State taxes.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Validity of mortgage.

1. Any mortgage or mortgages made by a corporation organized under the laws of the State of New Jersey, are hereby validated and confirmed, notwithstanding that the charter of such corporation may have been forfeited for nonpayment of State taxes at the time of the making of such mortgage or mortgages; *provided, however*, that the charter of said corporation has been reinstated.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 104.

An Act to establish a commission to study and report upon plans for providing a comprehensive scheme of rapid passenger transit between the several communities in the counties of Bergen, Essex, Hudson, Middlesex, Morris, Passaic and Union, as well as between such communities and the city of New York, and making an appropriation for the expenses of said commission.

WHEREAS, By act of the Legislature entitled "An act to authorize a commission to enter into compact or agreement with the State of New York for the development of the port of New York," passed April seventh, one thousand nine hundred and twenty-one, a commission now exists for the development of a comprehensive plan for the development of said port; and

Preamble.

WHEREAS, Said comprehensive plan in its consideration of transportation problems does not include the problem of passenger traffic in the territory covered by said port development plan; and

Preamble.

WHEREAS, Said problem of passenger traffic should be considered in co-operation with the port development commission so as to develop an efficient system of rapid passenger transit between the New Jersey municipalities lying within the territory covered by said port development plan and between said respective municipalities and the city of New York;

Preamble.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The Governor shall appoint seven commissioners who shall have power to study and report upon the best plan or plans to be followed in providing a comprehensive scheme of rapid passenger transit between the several communities in the counties of Bergen, Essex, Hudson, Middlesex, Morris, Passaic and Union as well as

Commission on rapid transit.

District to be covered.	between such communities and the city of New York. All of the commissioners shall be residents of the aforesaid counties. Not more than two commissioners shall
Conditions studied.	be residents of any one of such counties. Before making its report the commission shall make a thorough study of rapid transit conditions in the aforesaid area, and
Assistance.	shall take and employ such professional skill and assistance as it may need for the effective working out of a comprehensive and adequate plan of rapid transit to facilitate and provide intercommunication between the different communities in the aforesaid counties as well as between such communities and the city of New York.
Expenses; no salary.	2. The commissioners appointed pursuant to the provisions of this act shall be paid the necessary expenses incurred in the performance of their duties, but shall
Organization.	serve without compensation. They shall select one of their number as chairman, and may employ a secretary and such other assistants as are needed in the performance
Appropriation.	of their duties. The sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, is hereby appropriated out of any moneys in the State treasury not otherwise appropriated. The moneys hereby appropriated shall be paid out by the State Treasurer upon warrant of the Comptroller, upon vouchers signed by the chairman of said commission.
	3. This act shall take effect immediately.
	Approved March 11, 1922.

CHAPTER 105.

An Act to amend an act entitled "An act to promote home life for dependent children," approved April ninth, one thousand nine hundred and thirteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1 amended.

1. Section one of the above-entitled act be and the same is hereby amended to read as follows:

Widow may petition court for aid.

1. Any widow who is the mother of a child or children under the age of sixteen, and who is unable to sup-

port them and to maintain her home, may present a petition for assistance to the Court of Common Pleas of the county wherein she has a legal settlement; *provided*, Proviso. *however*, that in counties of the first class in this State the Juvenile Court shall have concurrent jurisdiction with the Court of Common Pleas of such county to hear and determine all matters pursuant to the provisions of this act; *and provided, further*, Proviso. that where the mother, as well as the father, of a child or children under the age of sixteen, as aforesaid, shall be dead, and any woman shall have assumed the responsibilities of a mother in the care and support of such child or children in her home, but shall be unable to continue such support and to maintain her home, she may be permitted, in the discretion of said court, to present a petition for assistance as aforesaid, and, subject to the discretion of said court, proceed under the provisions of this act, as the mother of such child or children might have done if living.

Approved March 11, 1922.

CHAPTER 106.

A Supplement to an act to amend "An act to amend an act entitled 'An act authorizing the acquisition and maintenance by the State of New Jersey, in conjunction with the State of Pennsylvania, of toll bridges across the Delaware river, and providing for free travel across the same,' approved April first, one thousand nine hundred and twelve," approved April tenth, one thousand nine hundred and nineteen, providing for the use of a portion of the receipts from the Motor Vehicle Fund for the maintenance and repair of said bridges.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. It shall be lawful and the Comptroller of the Treasury is authorized to deduct from receipts of the Deductions for free bridges.

Department of Motor Vehicles the amount appropriated for the maintenance and repair of bridges acquired under the authority of the act to which this is a supplement.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 107.

A Supplement to an act entitled "An act relating to the sale of land by cemetery companies," approved April fifteenth, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Sale of lands
unsuitable
for cemetery
purposes.

1. In any case where a cemetery association, company or corporation of this State, organized either under a general or special law or laws, has heretofore acquired or shall hereafter acquire, either by grant or devise, any interest in land or lands, either in fee or in trust, which lands or interest in said lands, in the judgment of the board of directors, or managers of said cemetery association, company or corporation, is not suitable for burial purposes, it shall be lawful before any burial shall have been made therein, or before any part thereof shall have been sold for burial purposes, for the board of directors, managers or trustees of such cemetery association, company or corporation, or the body having the management thereof, by whatever name such body may be known, to sell and convey such tract or tracts of land, or any part thereof, or interest therein, either at public or private sale, on such terms as such governing body may deem to be to the best interests of said cemetery association, company or corporation, and to cause its officers to execute and deliver good and sufficient deeds of the land or lands, or interest therein, so sold free from all obligation to be used for burial or cemetery purposes, and free from all restrictions applicable to cemeteries;

Terms of
sale.

provided, however, that no such sale shall be lawful until and unless it shall be authorized by a resolution duly adopted at any regular or special meeting of such governing body held as hereinafter provided. Proviso.

2. Notice of the time and place of said meeting setting forth the general purpose thereof and containing a brief description of the lands proposed to be sold shall be mailed to each member of the said board of directors, managers or trustees at their last known place of residence at least ten days before the time of holding said meeting, and shall be published once a week for two successive weeks prior to the time appointed for said meeting in one or more newspapers circulating in the county in which said land is located, which said meeting shall be held at the office of said cemetery association, company or corporation not more than ten days after the last publication of said notice. Said notice may be dispensed with, provided a written waiver thereof is signed by all of the members of the board of directors, managers or trustees of the said cemetery association, company or corporation, duly acknowledged in like manner as a deed to be recorded. Notice of meeting given.
Waiver.

3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealer.

4. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 108.

An Act to transfer causes pending and undisposed of in any Judicial District abolished by act of the Legislature, to the nearest District Court in the county within which the Judicial District was established.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever any Judicial District of this State is abolished by an act of the Legislature, all causes pending Transferring causes when court abolished.

and undisposed of in such Judicial District at the time the abolition takes effect, together with all papers, dockets, books of account and all other data appertaining thereto, shall be transferred to and taken over by the nearest District Court in the county within which the Judicial District shall have been established, there to be proceeded with in accordance with the provisions of an act entitled "An act concerning District Courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 109.

An Act to amend an act entitled "An act creating a State Athletic Commission for the regulation of boxing and sparring exhibitions and performances, and defining its powers and duties," approved March nineteenth, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 4
amended.

I. Section four of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Referees and
inspectors.

For the proper supervision of the boxing and sparring exhibitions and performances held by licensees under the provisions of this act, there shall be appointed referees and inspectors, not exceeding four inspectors and three referees, to be appointed from each county of the first class in which boxing and sparring exhibitions or performances are conducted; three inspectors and two referees from each county of the second class in which boxing and sparring exhibitions or performances are conducted; and two inspectors and one referee from

In first-class
counties.

Second-class
counties.

each county of the third class in which boxing and sparring exhibitions or performances are conducted. Referees and inspectors shall be citizens of the United States and of the State of New Jersey, and shall have been bona fide residents of this State for at least three years prior to such appointment. They shall be named by the State Athletic Commission, and all applications for appointment as referee and inspector shall be made to such body, upon forms prescribed by them. The traveling expenses and the fees of referees and inspectors shall be paid by the licensee to whom such referee, inspector or official is assigned, and the commission created by this act shall, by rule or regulation, which rule or regulation shall be published by the commission, determine the amount of fees to be regularly charged for services performed by said referees and inspectors in their respective capacities.

2. Section nine of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

The price of seats shall be published by the licensee in at least one newspaper circulating in the municipality wherein the licensee operates for at least two days prior to the holding of any boxing or sparring exhibition or performance. No licensee shall exact or charge a greater admission fee than the sum of fifteen dollars for any boxing or sparring exhibition or performance held under this act. A violation of this section shall subject the licensee to a forfeiture of his said license and to a penalty of five hundred dollars, to be recovered by the State Athletic Commission in an action of debt in any court of competent jurisdiction. No boxing and sparring exhibition or performance under this act shall be held unless the person, club, corporation or association holding the same shall obtain from the State Athletic Commission, at least ten days prior to the date of said proposed exhibition or performance, a permit in writing to hold same.

3. This act shall take effect immediately.
Approved March 11, 1922.

Third-class
counties.

Qualifications.

How named.

Expenses met.

Section 9
amended.

Price of seats
advertised.

Maximum
admission fee.

Penalty.

Permit
necessary.

CHAPTER 110.

A Further Supplement to an act entitled "An act to secure the purity of foods, beverages, confectionery, condiments, drugs and medicines, and to prevent deception in the distribution and sales thereof (Revision of 1907)," approved May twentieth, one thousand nine hundred and seven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Definition.

1. For the purpose of this supplement condensed, evaporated or concentrated milk is defined as the product resulting from the elimination of a considerable portion of the water from the fresh, clean lacteal secretion, colostrum free, obtained by the complete milking of cows properly fed and kept; said product to contain, when made from whole milk without added sugars, all tolerances allowed, at least twenty-five and five-tenths per centum of milk solids including at least seven and eight-tenths per centum of milk fat; when made from whole milk with added sugars, all tolerances allowed, at twenty-eight per centum of milk solids including at least eight per centum of milk fat, and when made from skimmed milk to contain, all tolerances allowed, at least twenty per centum of milk solids.

Required contents.

Standard to be maintained.

2. No person shall distribute or sell or manufacture for distribution or sale or have in his possession with intent to distribute or sell any condensed, evaporated or concentrated milk which shall not conform to the minimum standard set forth respectively in section one hereof, and which, if contained in hermetically sealed cans, does not bear stamped or labelled thereon the name and address of the manufacturer thereof.

Cans labeled.

Milk fats only to be used.

3. No person shall distribute or sell or manufacture for distribution or sale or have in his possession with intent to distribute or sell any milk, cream skimmed milk, condensed, evaporated or concentrated milk, powdered, dried or dessicated milk or ice cream or any of

the fluid derivatives of any of them, to or with which has been added, blended or compounded any fats or oils other than milk fats, either under the name of said products or articles or the derivatives thereof or under any fictitious or trade names whatsoever; *provided, however,* that nothing in this act shall be construed to prohibit in the manufacture of ice cream the use of fresh eggs, pure gelatin or vegetable gums or the sale of ice cream so manufactured.

Proviso.

4. No person shall distribute or sell or manufacture for distribution or sale or have in his possession with intent to distribute or sell any condensed, evaporated or concentrated skimmed milk in containers unless each said can or container bears the name and address of the manufacturer or distributor distinctly branded, indented, labeled or printed thereon, together with the words "condensed skimmed milk," or "evaporated skimmed milk," or "concentrated skimmed milk," as the case may be, in Roman letters of a size as large as any other words or letters appearing on said brand indentation or label and in no case less than one inch in height and one-half inch in width.

Marking
containers.

5. Every person who shall violate any of the provisions of this act shall be liable to a penalty of fifty dollars for the first offense and to a penalty of one hundred dollars for the second and each subsequent offense. Payment of a penalty for any alleged violation of this act, either before or after the institution or proceedings for the collection thereof, shall, for the purposes of this act, be deemed equivalent to a conviction of the violation for which such penalty was claimed.

Penalties.

Payment of
penalty
deemed con-
viction.

6. This act shall be enforced by the same boards and in the same manner as the act to which this act is a supplement and all penalties incurred under this act shall be sued for and recovered by the same manner as penalties incurred under the provisions of the act to which this act is a supplement.

Enforcement
of act.

7. This act shall take effect ninety days after its passage.

Act effective.

8. All acts or parts of acts inconsistent herewith are hereby repealed.

Repealer.

Approved March 11, 1922.

CHAPTER III.

A Further Supplement to an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State and of the various counties and municipalities thereof, and providing for a civil service commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Standards relating to employees of joint counties.

1. In addition to the powers enumerated in the act to which this act is a supplement, and the various acts supplemental thereto and amendatory thereof, the State Civil Service Commission shall have the power, and it shall be its duty, to prepare classifications and fix standards of salaries or wages to be paid officers and employees filling offices, positions and employments jointly under two or more boards of chosen freeholders of counties in this State which have adopted the provisions of the act to which this act is a supplement, upon application, by resolution, of one of such boards of chosen freeholders. Such classification and salary standardization shall provide definite specifications and standards of services, grades, duties, qualifications, titles and definite regulations governing increases of compensation or rates of wages based upon length of service, meritorious action and efficiency, lines of promotion through the different grades of each of the services and other matters which will aid the separate governments in establishing uniformity and modern business methods in public employment and to further strengthen and simplify civil service administration throughout the State. Upon the filing of such report of the commission with the clerks of the several boards of chosen freeholders, the provisions thereof and the classification and the standardization contained therein shall be binding on such boards

Services.

Classification binding on freeholders.

of chosen freeholders having control of such joint officers and employees, and the standards of salaries or wages fixed by such commission shall be paid by such boards of chosen freeholders to such joint officers and employees in the proportion in which the present salaries or wages are now paid.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Approved March 11, 1922.

CHAPTER II2.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section ten of Article XX of an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, be and is hereby amended so as to read as follows: Sec. 10, Art. XX, amended.

10. No local improvement shall be undertaken by a municipality where objections thereto in writing are filed by the owners of two-thirds in value of the lands proposed to be assessed for benefits accruing from such improvement. Such objection shall be filed with the clerk of the governing body before the final passage of the ordinance providing for such improvement. No improvement if two-thirds in value object.

The question as to whether the necessary two-thirds have joined in such objections shall be determined by the governing body, which shall use for that purpose the last preceding valuation for the purpose of taxation: Determination by governing body.

provided, however, that if the governing body shall determine that such local improvement is a public necessity, then such municipality may undertake such local Proviso.

improvement notwithstanding such objection. The per- Appeal may be taken.

son or persons filing such objections may, however, within ten days after passing of such ordinance, appeal from the determination of the governing body, as to the public necessity of such improvement, to the judge of the Circuit Court of the county wherein such municipality is located by a notice in writing, filed with the clerk of such municipality, which appeal may be brought on by either party on five days' notice, and the determination of the judge of said Circuit Court as to the public necessity of such improvement shall be final.

Sec. 23, Art.
XX, amended.

2. Section twenty-three of said Article XX be and is hereby amended so as to read as follows:

Ordinance to
state land to
be taken.

23. When any improvement ordinance shall require the taking of lands or real estate, or any right or interest therein of any owner thereof, the ordinance for that purpose, when introduced, shall state the location and character of the improvement proposed to be made, the lands and real estate to be taken therefor sufficiently described so as to be readily identified, and such ordinance shall be accompanied by a map prepared under the direction of the governing body, showing in detail the location and dimensions of such land proposed to be taken. After the passage of such ordinance said map, together with a copy of the ordinance duly attested by the clerk of the governing body shall be filed with the officer or board charged with the assessment for the benefits in the municipality. Such officer or board, or a majority of such board, shall make an award for said lands and real estate or right or interest therein to be taken, to the owner or owners thereof after hearings are held, upon notice, in the same way and manner as provided heretofore in this article in the case of assessments for benefits and awards for incidental damages where no lands are to be taken, and shall certify and report the same to the governing body in the same way and manner as provided in section twenty-seven of this article in the case of assessments for benefits and incidental damages where no lands are taken, and said governing body shall proceed in regard thereto in the same way and manner prescribed in said section twenty-seven, except that if for any reason, such as that the aggregate awards for damages is so large as to render the making of the pro-

Map.

Award.

Proceedings.

posed improvement unwise in the judgment of the governing body, nothing in this act shall be construed to deprive it of power to abandon the proposed improvement and repeal the improvement ordinance at any time prior to confirmation of any award for lands to be taken thereunder. When any award made under this section is confirmed by the governing body the amount thereof shall promptly after such confirmation be tendered to the person or persons entitled thereto and before the commencement of the work. In case of uncertainty as to who is entitled thereto, or where the municipality is unable to tender any such award by reason of the incapacity or absence of any person entitled thereto, or otherwise, or where any person or persons refuse to accept or receive such award the same may be paid into the Court of Chancery and shall there be distributed to the person or persons entitled thereto according to law.

Payment of award.

May be paid into court.

Upon the acceptance of any such award, or payment of the same into the Court of Chancery, title to such land and real estate or right or interest therein shall vest in the municipality, which may thereupon enter upon and take possession of such land and real estate or right or interest therein and remove all persons therefrom, and a duplicate original of such award as confirmed, or a copy thereof certified by the clerk of the municipality as a true copy of the award as confirmed by the governing body, shall be recorded in the office in which deeds are recorded in the county in which such municipality is situated in the records of deeds for such county; and the officer in charge of such office shall cause the names of the owner or owners of the property taken as shown by such award to be indexed under "Grantors", in the index of deeds for such county, and the names of mortgagees named in such award under "Releasers" in the index of releases of mortgages for such county. A copy of such map shall be filed in the same office.

Title vested in municipality.

Copy certified and recorded.

Names indexed.

Any owner or owners of lands or real estate taken for any such improvement may appeal to the Circuit Court of the county wherein such municipality is situate at any time within thirty days after the confirmation by the governing body of the award complained of. Such ap-

Appeal may be taken.

Trial.	<p>peal shall be taken in the manner prescribed in section twenty-three-a of this article. The court to which appeal is had shall order a trial by a struck jury to assess such damages and benefits anew. Such trial shall be conducted as in other cases of trial by jury in condemnation appeal actions, upon an issue to be framed under the direction of or by the court. No such appeal nor trial shall delay the prosecution or completion of the improvement, but the municipality may proceed therewith as though said appeal had not been taken. The judgment entered in any Circuit Court in such appeal shall fix the amount to be recovered by the appellant, and such judgments may be enforced in the same manner as are other judgments of said court. Such judgment (except as to costs) shall not be enforceable against the municipality until thirty days after final judgment is entered; and such judgment shall be discharged (except as to costs) and the land freed from the award on filing in said court, within such thirty days, a certified copy of an ordinance repealing the improvement ordinance. In case the judgment of the Circuit Court is appealed to or otherwise reviewed by any Appellate Court, the words "final judgment," as used in this section, shall mean the judgment of the final Appellate Court to which the case shall be taken.</p>
Judgment to fix amount to be recovered.	
Enforcement of judgment.	
Final judgment.	
Sec. 42, Art. XX, amended.	<p>3. Section forty-two of said Article XX be and is hereby amended so as to read as follows:</p>
Appeal from assessment.	<p>42. Any owner of any property assessed for benefits or awarded damages as incidental to the improvement, as distinguished from damages for land to be taken under this act, may, within thirty days after confirmation of such assessment or award, appeal from the same to the Circuit Court of the county wherein such municipality is located by serving written notice of such appeal within such thirty days upon the tax collector and a duplicate upon the clerk of the governing body. A copy of such notice, together with verification of the service thereof, shall be filed in the office of the clerk of said court within one week after service thereof, or such appeal shall be considered waived. Such notice shall state the address of the appellant where notice of further proceedings may be served upon him. The hearing of such</p>
Notice served.	
Hearing.	

appeal shall be brought on upon order of said court at a day and place to be fixed by it, but all such appeals from assessments or awards for incidental damages under the same improvement shall be heard by the court and determined at one time. Said court shall have power to prescribe rules to regulate the practice in the taking and conduct of such appeals, and on the hearing thereof said court shall determine whether or not the assessment for benefits or award for incidental damages appealed from upon or to any parcel of land or real estate is a just and fair assessment or award, and if not, shall make an order correcting the same, or if the assessment or award is sustained, shall so order. But the determination of the court in regard to all such appeals in the case of any one improvement shall be embodied in one and the same order, and shall direct that a certified copy of the same shall be served upon the tax collector and upon the clerk of the municipality. The tax collector shall, upon receiving such certified copy of such order, note in his books any corrections or changes made thereby and report the same to the chief financial officer of the municipality. After confirmation the governing body shall still have power, upon due proof by affidavit of such error, to order by resolution the correction of any manifest error in any assessment for benefits from which no appeal has been taken, and upon the adoption of such resolution the tax collector shall note and report such correction in the same manner.

Determination.
Rules as to
appeals.

Findings of
court in one
order.

Books cor-
rected.

Correction
of errors.

4. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 113.

An Act to validate sales of land by the several municipalities of this State in certain cases.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

I. All deeds and conveyances heretofore made of lands acquired by any municipality under or by virtue

Validating
sales of land.

of sales of such lands and premises for delinquent taxes or assessments, without first perfecting the title thereto, whether such sales or conveyances or such lands and premises by such municipality have been made after public auction or at private sale, are hereby validated and confirmed, and such conveyances shall be construed in all the courts of this State to have conveyed all the right, title and interest of any such municipality therein.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 114.

A Supplement to an act entitled "An act to authorize and regulate the issuance of bonds and other obligations, and the incurring of indebtedness, by county, city, borough, village, town, township, or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Certain details
not in ordi-
nance.

Governing
body to fix
rate, time, etc.

Proviso.

1. From and after the passage of this act, any ordinance or resolution authorizing the issuance of bonds under the act to which this is a supplement, need not set forth or state the rate of interest to be paid, the date of the bonds to be issued, or the date or time of the maturity of such bonds, or the denominations thereof. All of such matters may be determined by resolution or resolutions of the governing body, adopted by a majority vote of all the members thereof after the passage of such ordinance or resolution, and either prior to or after the date specified in the statement required by paragraph (d) of subdivision (1) of section 2 of the act to which this is a supplement; *provided, however,*

that all bonds shall mature within the time or times provided in the act to which this is a supplement; *and further provided*, that no bond shall bear interest at a rate in excess of six per centum (6%) per annum. Proviso.

2. In cases where any bonds have heretofore been authorized by an ordinance passed prior to the date of the passage of this act, and the bonds therein authorized have not been sold and issued, the governing body may by resolution adopted by a majority vote, change the rate of interest to any rate not exceeding six per centum (6%) per annum, and also may provide that such bonds so authorized shall bear a date other than that stated in such ordinance, and also that said bonds shall mature at dates other than those stated in such ordinance; *provided, however*, that such bonds must mature within the time provided in the act to which this is a supplement, and the first installment must mature within two years from the date of the bond. Changing details of unsold bonds.
Proviso.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 115.

An Act to amend an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The act of which this act is an amendment is hereby amended by adding after section seventeen a new section to be known as 17(a), and to read as follows: Section 17(a) amended.

17(a). Where any assessment for benefits for municipal improvements is payable in installments by virtue In case of payments in installments.

of any law or of any ordinance or resolution, and under the terms of said law or ordinance or resolution, or of any other law, the whole amount or unpaid balances of said assessment has become due and payable by reason of a default in the payment of any of said installments, or in the payment of any other municipal lien, the governing body of said municipality, or the board or body having charge of its finances, may by resolution determine that any subsequent installments which would not yet have become due except for such default shall be considered as not in default; and may by such resolution direct the collector, or other officer charged by law with the duty of making sale under this act, to withhold from any tax sale such subsequent installments not yet due and offer the premises for sale only under the installment or installments or other municipal liens which may be actually in default. The provisions of this section shall apply to assessments heretofore confirmed and to those that may hereafter be confirmed. Such sale shall then be made subject to the lien of such installments not yet due. In any case where installments not yet due are not included in the amount for which sale is made, the amount of such installment or installments shall, nevertheless, be included in the list made up under section seventeen of this act, but shall be entered in said list as an appendix to each parcel affected thereby under the heading "Installments Not Due"; in the notice of sale required by section eighteen of this act, after the statement of the amount due on every such parcel, shall be added a statement substantially in the following form:

Application of act. "To be sold subject to assessment installments not yet due, amounting to (stating the amount thereof) and interest thereon."

Sale subject to lien.

Entries.

Statement in notice of sale.

And in the certificate of sale provided for under section twenty-nine of this act there shall be added to the statement that said sale is subject only to municipal liens accruing after July first, nineteen hundred . . . : . . . , a statement substantially in the following form:

"And to assessment installments not yet due, amounting to (stating the amount thereof) and interest."

The title of any person claiming under any tax sale shall not be subject to any municipal lien except those recited in the certificate. Title affected.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Approved March 11, 1922.

CHAPTER 116.

An Act to amend the title and body of an act entitled "An act to limit the jurisdiction of the District Courts of this State, in actions brought to dispossess any person from or to recover the possession of any premises used for dwelling purposes, other than a room or rooms in a hotel, lodging house, or rooming house," approved September seventeenth, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The title of the act to which this act is amendatory, be and the same is hereby amended to read as follows: Title amended.

An act to limit the jurisdiction of the District Courts of this State, in actions brought to dispossess any person from or to recover the possession of any premises used for dwelling purposes. New title.

2. Section one of the act to which this is amendatory be amended so as to read as follows: Section 1 amended.

1. From and after the passage of this act, no action or proceeding to dispossess any person from or to recover the possession of any premises used for dwelling purposes, located within a city in which a District Court exists, or in a judicial district, shall be brought, except in a District Court in the city or within the judicial district in which such premises are located; *provided, however,* that nothing in this act shall be construed to deprive anyone from bringing an action or proceeding to Action limited to city or judicial district.

Proviso.

Action for
dispossession.

dispossess any person from or to recover the possession of any such premises used for dwelling purposes in a District Court in the same county in which such premises are located when such premises are not located within a judicial district or within a city in which a District Court exists.

3. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 117.

An Act to incorporate private schools.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Incorporating
private
schools.

1. Any five or more persons who are either alumni or trustees, or both, of any existing private school, whether incorporated or not, may, upon executing, recording and filing a certificate pursuant to the provisions of this act, become a corporation for the promotion of learning, and for the conducting and maintaining of any such private school.

Certificate to
set out cer-
tain particu-
lars.

2. The certificate of incorporation shall be signed in person by all of the incorporators, and shall set forth the following particulars:

- (a) Name and residence of each signer;
- (b) The name or appellation of the school of which they are alumni or trustees;
- (c) The place of location of the institution;
- (d) General purposes of the institution;
- (e) The name or the proposed name of the institution;
- (f) The proposed name of the corporation.

Certificate
executed, ac-
knowledged,
recorded and
filed.

After such certificate is so signed, execution thereof shall be acknowledged before some person or persons authorized by the laws of the State of New Jersey to take acknowledgments of deeds, and after being so ac-

knowledged, shall be recorded in the office of the clerk of the county wherein such institution is, or is proposed to be located, for which such clerk shall be entitled to the sum of one dollar, and after being so recorded by him, shall be filed in the office of the Secretary State.

3. Upon filing the certificate as aforesaid the persons who shall have signed and acknowledged such certificate, and their associates and successors, shall thereupon, by virtue of this act, be a body politic and corporate by the name stated in such certificate, and as such shall have power:

I. To have perpetual succession by its corporate name;

II. To sue and be sued, complain and defend, in any court of law or equity;

III. To make and use a common seal and alter the same at pleasure;

IV. To appoint such officers, managers, and agents as the business of the corporation may require;

V. To make by-laws, not inconsistent with the laws of the State or of the United States for the management of its property and the regulation of its affairs;

VI. To contract and be contracted with;

VII. To take and hold by lease, gift, purchase, grant, devise or bequest any property, real or personal as may be necessary or desirable for attaining the objects and carrying into effect the purposes of the corporation, and to transfer and convey all or any such real or personal property; borrow money for the purposes of the corporation and issue bonds therefor, and to secure the same by mortgage;

VIII. To exercise any corporate powers necessary or convenient to the exercise of the powers above enumerated and given.

4. Any private school heretofore incorporated under the provisions of any act, general, special or private, in this State may become incorporated under the provisions of this act in the same manner as if it had not previously been incorporated. In such case the new corporation shall be entitled to and vested with all the real and personal estate of the old corporation in like man-

Body politic.

Powers.

Previously incorporated schools may come under this act.

- ner and to the same extent as the old corporation, subject to all debts and liabilities. The present owners of any such private school, whether incorporated or not, who desire the same to pass under the management and control of any corporation created under this act, may, by appropriate deed or deeds of conveyance, convey same to said corporation, which shall hold same in accordance with the terms of such deeds of conveyance.
- Conveyance of property.**
- Trustees.** 5. The business of the association shall be conducted by a board of not less than five nor more than fifteen trustees, subject to the by-laws, which by-laws shall be adopted by the incorporators.
- Terms.** 6. The trustees shall be elected to the number and in such manner, and for such term or terms as the by-laws shall provide, and shall hold office until their successors shall be elected.
- No capital stock.** 7. No association organized under the terms of this act shall have any capital stock, or shall be incorporated for pecuniary profit, except that it shall be lawful for such corporation to make such charges to pupils in said school as may be determined by the board of trustees for tuition and for other school charges as may be necessary to meet the expenses of operation, equipment and other legitimate expenses of the school.
- May charge fees.**
- Repealer.** 8. All acts or parts of acts inconsistent with this act, be and the same are hereby repealed.
9. This act to take effect immediately.
- Approved March 11, 1922.

CHAPTER 118.

An Act to repeal an act entitled "A supplement to an act entitled 'An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township of any municipality governed by an improvement commission,' " approved March twenty-second, one thousand nine hundred and sixteen, approved April seventh, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. From and after the time when this act shall take effect, the act entitled "A supplement to an act entitled 'An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission,' " approved March twenty-second, one thousand nine hundred and sixteen, approved April seventh, one thousand nine hundred and nineteen, be and the same is hereby repealed.

Chapter 51,
P. L. 1919,
repealed.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 119.

A Supplement to an act entitled "An act concerning District Courts" (Revision of 1898).

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In any city of the first class in this State, the governing body of such city shall have power to fix the

Salaries of
deputies and
assistant
clerks.

salaries of the deputy clerk and assistant clerks of the District Courts established in such city at not less than sixteen hundred dollars per annum nor more than two thousand five hundred dollars per annum for the deputy clerk and assistant clerks. Such salaries, when so fixed, shall be paid by such city in monthly installments.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 120.

An Act to amend an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," approved April twenty-fifth, one thousand nine hundred and eleven, the title whereof was amended to read as above by act approved April second, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2
amended.

1. Section two of the act of which this act is amendatory be and the same hereby is amended to read as follows:

Election of
commissioners.

2. At the first election held in such city next after the adoption of the provisions of this act as herein provided there shall be elected in such cities, by the duly authorized voters therein, the number of persons as hereinafter provided to be commissioners of such city, each of whom shall have been a citizen and resident of such city for at least two years immediately preceding his election as such commissioner, who shall serve as such commissioners until the third Tuesday in May, in the fourth year following such election, and until their successors are elected and shall have duly qualified;

Residence
required.

Term.

and every fourth year thereafter, at the regular municipal election in such city, there shall be elected the number of persons as hereinafter provided as commissioners, with like qualifications to serve for the term of four years and until their successors have been elected and duly qualified. Should any vacancy occur among such commissioners, the remaining commissioners shall, within thirty days thereafter, elect a properly qualified person to fill such vacancy, to serve for the unexpired term. The term of office of such commissioners first elected under the provisions of this act shall commence on the first Tuesday following such election, and the term of office of all succeeding commissioners shall commence on the third Tuesday of May next ensuing after their election, at twelve o'clock noon, and upon the organizing of the commissioners in any such city, elected under this act, the city council or other governing body or bodies theretofore acting as governing body or bodies in such city and having any other functions shall be ipso facto abolished, and the terms of all councilmen or aldermen, and all other officers, whether elective or appointive, shall immediately cease and determine; *providing, however*, that nothing herein contained shall be construed to affect in any way the term of office of any policeman, fireman, or other employee of any police or fire department, veteran of any war, or other official or employee now protected by any tenure of office act. Wherever heretofore or hereafter the provision of an act entitled "An act regulating the employment, tenure and charge of certain officers and employees of this and of the various counties and municipalities and providing for a Civil Service Commission, defining its powers and duties," approved April nine thousand nine hundred and eight, and the amendments thereto and amendatory thereof, as adopted by any county or municipality in any city prior to the adoption of the provisions of this act, then, and in that event, nothing in this act contained relative to the termination of his term or to his resignation or discharge shall apply to any person holding any position or office coming within the classified service law.

Regular elections.

Vacancies.

When term begins.

Existing government abolished.

Proviso.

Tenure of office act to apply.

Repealer.

3. This act shall take effect immediately, and all acts and parts of acts inconsistent herewith are hereby repealed.

Approved March 11, 1922.

CHAPTER 121.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this State to lay out, open, construct, improve and maintain a public road therein,' approved April seventh, one thousand eight hundred and eighty-eight," approved April second, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

I. Section one of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Reconstruct-
ing roads.

I. Whenever, in any county of this State, where a road or roads shall have been constructed, improved and maintained under the provisions of the act to which this is a supplement, or the acts supplementary thereto and amendatory thereof, it shall become necessary, in the opinion of the body vested by law with the care of such road or roads, as expressed by resolution duly passed at a regular meeting of said body, to reinforce, relay, reconstruct or rebuild any portion of the roadway paving, the curb and gutters, the drainage system, the lighting plant, including the laying of conduits and placing cables therein, or all of them, upon such road or roads, to meet the requirements incident to increase of population, traffic and use, it shall be unlawful for such body to so reinforce, reconstruct, and rebuild such parts of said road or roads hereinbefore designated.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed. Repealer.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 122.

An Act to amend an act entitled "An act to authorize the board of chosen freeholders of any of the counties of this State to change the location of its hospital for the insane to a point within such county, or by agreement with a board of chosen freeholders of another county to locate said hospital in the latter county, agreeing to build and maintain the same singly or jointly, and if one alone builds to care for the patients of the other on payment therefor, and to acquire and take lands for the purpose by gift, devise, purchase or condemnation, and to erect suitable buildings, and fit, furnish and equip the same, lay out the grounds, and to do everything proper for producing a modern hospital for the insane, and to issue bonds to defray the expense", approved March twenty-eighth, one thousand nine hundred and twelve.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section eight of the act to which this act is an amendment be and the same is hereby amended so as to read as follows: Section 8 amended.

8. The moneys wherewith to acquire such lands, erect such buildings, and to do and perform all the work and things, including the purchase of materials and fittings, furnishings and equipment herein authorized, except that which might consist in maintenance only, shall be Bond issue for county hospital.

raised and obtained by the board of chosen freeholders of the county if one only undertakes the doing of the work, or the boards of chosen freeholders of the two counties undertaking the doing of said work, each to the extent of its share, by the issue and sale of bonds therefor in the manner and by the methods provided by "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission", approved March twenty-second, one thousand nine hundred and sixteen, and constituting chapter 252 of the Pamphlet Laws of one thousand nine hundred and sixteen, together with amendments and supplements thereto, and shall be paid out by the county collector on the order of the board of chosen freeholders.

Methods of
issue.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 123.

An Act concerning the annexation of part of one town or township to another municipality, and also the creation of new municipalities from such towns, townships or part thereof, and relating to the tenure of office and salary of uniform paid firemen and policemen in territory so annexed or created in counties of the first class.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever part of a town or township in counties of the first class shall be annexed to or consolidated with any other municipality of this State by or pursuant to any general, local or special law, all firemen and police-

Position of
firemen and
policemen
when con-
solidation
takes place.

men living in any territory so annexed to another municipality, who shall have been members of the fire and police department of such town or township for at least one year, shall thereby become firemen and policemen of the municipality to which such territory is annexed, and shall thereafter be paid by such municipality, and shall be subject to all the rules and regulations thereof affecting the firemen and policemen, and the tenure of office of such firemen and policemen shall remain the same as they were at the time of such annexation.

2. Whenever any town or township in counties of the first class, or any part thereof, is created a city, town, borough, village or other municipality, by or pursuant to any general, local or special law, the members of the fire and police departments residing in the part thereof so created a new municipality shall thereafter be paid by such new municipality, and shall be subject to all the rules and regulations thereof affecting the firemen and policemen. The salary of such firemen and policemen shall not be less than it was at the time of creation of such new municipality; *provided, however*, that such firemen and policemen shall have been members of the fire or police departments of such town or township for at least one year.

Payment by new municipality.

Proviso.

3. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 124.

An Act validating purchases and sales of land by executors, administrators, administrators c. t. a., guardians and trustees in certain cases.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Whenever any executor, administrator, administrator c. t. a., guardian or trustee shall have heretofore with the funds, or any part thereof, in his or her pos-

Validating purchase and sale of land improperly made.

Proviso. session as such purchased any real estate as executor, administrator, administrator c. t. a., guardian or trustee without authority by law or by his or her trust to make such investment and shall have heretofore sold such lands so purchased, such conveyances are hereby confirmed and made valid; *provided*, that nothing herein contained shall be construed to release from liability to the estate such executor, administrator, administrator c. t. a., guardian or trustee, by reason of such improper purchase or conveyance.

Repealer. 2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 125.

An Act to provide for the issuance of a special license to hunt woodcock from the first day of October to the ninth day of November, both dates inclusive, and providing for penalties for violations thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Special license to gun for woodcock.

1. No person shall at any time hunt for, kill or pursue with a gun or any firearm of any kind or character, any woodcock from the first day of October to the ninth day of November, both dates inclusive, unless he shall first have procured a special license therefor, in addition to the license required by an act entitled "An act to regulate hunting with firearms for wild animals and fowl, and angling for fish in fresh waters and providing for the issuance of licenses for such hunting and angling, approved April ninth, one thousand nine hundred and fourteen," as hereinafter provided; and unless at the time of such hunting he shall have such licenses on his person and shall exhibit the same for inspection to any

License carried.

fish and game warden, or deputy fish and game warden of this State, or to any police officer or other person requesting to see the same.

2. The license issued under the provisions of this act shall be designated as the "Special woodcock hunting license," and shall authorize the holder thereof to hunt woodcock in the manner provided by law from the first day of October to the ninth day of November, both dates inclusive, in the calendar year in which such license was issued. The fee for this license shall be two dollars, and this license shall be invalid from the date of its issuance, when issued to any person not entitled thereto hereunder.

How license designated.

Fee.
When invalid.

3. The license above mentioned shall be procured from the secretary of the Board of Fish and Game Commissioners at the State House, Trenton, said license shall state the name, age, occupation and place of residence of the licensee, and shall contain such other facts and statements as may be required by the Board of Fish and Game Commissioners. No license shall be valid unless it contains the signature of the licensee written in ink, and the signature of the secretary issuing the license. The form of license shall be determined, and the license blanks prepared by the Board of Fish and Game Commissioners of this State.

Issuing license.

Signatures on license.

4. Every license blank shall have attached to it by perforation a stub containing blanks which shall be filled in by the secretary, showing when and to whom such license was issued, and such other information as may be required by the Board of Fish and Game Commissioners.

Stub kept.

5. Any person who shall violate any of the provisions of this act or who shall at any time alter or change in any manner, or loan or transfer to another, any license issued under this act, or who shall give false information or make any misrepresentation to the secretary to whom application is made for a license, shall be liable to a penalty of twenty dollars, and upon conviction in addition to the penalty imposed the license issued to him, if any, shall be revoked by the court or magistrate before whom such conviction is secured, and said court or magistrate shall send the license marked "Revoked" to the office of the Board of Fish and Game Commissioners, and any

Penalty.

Revocation.

Reissue. license issued to any person, whose license has been revoked, during the year for which a license was issued, shall be void, and no license shall be issued for a period of two years from the date of conviction to any person whose license has been revoked.

Penalty for having or killing certain game. 6. Any person who shall kill or have in possession any bird or animal, the killing of which is prohibited from October first to November ninth, both dates inclusive, except woodcock, shall be liable to a penalty of one hundred dollars, for each bird or animal, except woodcock, killed, injured or had in possession.

Disposition of license fees. 7. The amounts remitted to the State treasury for licenses issued in accordance with this act, shall be placed to the credit of a fund to be known as the "Hunters' and anglers' license fund", which fund shall be kept separate and apart from the receipts of the Board of Fish and Game Commissioners, and all other State moneys, and shall be disbursed by the State Treasurer on vouchers certified to by the Board of Fish and Game Commissioners.

Enforcement of act. 8. This act shall be enforced by the persons authorized by and in accordance with the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds and for the recovery of penalties for violations thereof, approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the supplements thereto and amendments thereof."

9. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 126.

A Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In case any person shall, after conviction of any violation of the fish and game laws of this State, be again convicted of another violation of the fish and game laws, the magistrate before whom such second conviction was had shall, in addition to imposing the penalties provided for such violation, revoke, upon presentation of a certified copy of the former conviction, any fishing license or hunting and fishing license issued to such persons convicted a second time, and any such license issued to a person within a period of two years from the date of such second conviction of said person, shall be void.

Revocation of
license for
second offense.

2. This act shall be enforced in accordance with the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, eighteen hundred and ninety-seven, and the amendments and supplements thereto.

Enforcement
of act.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 127.

An Act providing for pensions of employees of the several counties of the State of New Jersey incapacitated after thirty years' service at or after sixty years of age.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Retirement
by county
employees.

1. Any person who has been continuously in the employ of any county of the State of New Jersey, for a period of thirty years, and having reached the age of sixty years, may retire or be retired at any time thereafter by reason of becoming physically or otherwise incapacitated for service to the county which physical or other disability shall have developed during his term of service.

Retirement
for disability.

2. When it shall be made to appear not only that such physical or other disability exists, but that it will, in all reasonable probability, continue permanently, such employee, in that event, may be retired from the service of the county for the reasons stated herein, upon informing his immediate superior or departmental head or upon such information being given in his behalf, of his desire to do so and of his disability; and if such departmental head or official employing superior finds that a disability exists it shall then be the duty of such departmental head or official employing superior to appoint a physician of skill and repute in his profession and resident of this State, who shall then examine the person proposed for retirement and make report of his physical condition or other disability, and as to whether in all reasonable probability, if he finds such disability to exist, it will continue permanently, and does and will continue to prevent the applicant from giving service to the county in the performance of his duties.

Physical ex-
amination.

Report filed.

Upon the coming in of such physician's report the departmental head or official employing superior shall certify and send the same to the board of chosen freeholders of the county wherein such applicant is em-

ployed, and if the said board approve the same, they shall file it in the office of the supervisor or treasurer of such county, there to remain of record; and thereupon such applicant may, or any one in his behalf may, file his resignation in such office, and he shall be entitled to the benefit of this act as a retired employee.

3. Such employee retiring as aforesaid shall thereafter be paid an annual salary or compensation during the period of his natural life, commencing with the date of the filing of his resignation as aforesaid, at the rate of one-half of the annual salary he may have received for one year previous to the time of such resignation, such pension to be paid out of the treasury of such county wherein the person retired shall have been employed in the manner and time of payment as other salaries are paid to those employed in the county wherein such retired employee was employed.

4. This act does not apply to those employees of any county drawing pensions or who shall hereafter be entitled to do so under any other law heretofore enacted and now in effect, which specifically names any class or classes of such employees.

5. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 128.

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. In addition to the power and authority conferred upon city boards of education under and by virtue of the seventy-sixth section of the act, as amended, to

Resignation.

Pension.

Amount.

Payment.

Exceptions to act.

Provide funds for site for storehouse.

which this act is supplementary, it shall and may be lawful for such city boards of education to raise money for the purchase of lands as a site whereon to erect a building or buildings wherein there may be stored any and all equipment or paraphernalia used for school purposes, and to raise money for erecting, enlarging, repairing or furnishing such building or buildings, by and in the manner and according to the conditions prescribed in said section seventy-six of such act for raising moneys for the purposes defined in such section.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 129.

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Continuance
of boards of
education after
municipalities
consolidated.

1. Whenever the voters of two or more municipalities in the same county shall vote to consolidate and form a city by virtue of any act of the Legislature of this State, and by reason thereof said municipalities are to become a city on a certain date, the members of the boards of education of such municipalities shall continue in office until the first day of February next following the date on which such municipalities become a city, when their terms of office and all rights and privileges thereunder shall cease and be at an end. Before the said first day of February the mayor of said city shall appoint a board of education of said city, as required by law.

New board.

2. Said city board of education shall take, hold, possess, enjoy and become absolutely vested with all the rights and properties of the board of education and school districts of the municipalities of which it is formed, and shall be responsible and liable for all contracts, debts and obligations of such boards of education and school; *provided, however,* that the lands and properties of any board of education and school district to which said city board of education thus becomes the successor, shall be at and remain liable for its own debts and obligations, and that as to such debts and obligations the said city board of education shall be held liable only to the extent that the same can be enforced at law or in equity upon the lands and properties of each of said superseded boards of education and school districts; *and provided, further,* that all taxes or assessments at any time levied or imposed by any municipality for any board of education and school district thus superseded remaining outstanding and unpaid, and all other moneys in the treasury of the board of education and school district of any such municipality when said new city government goes into effect shall be collected by said new city government, and shall be applied to the purposes for which such moneys were raised or are owing, and if not raised or owing for any specific purpose, shall be applied in the reduction or payment of the bonded or other indebtedness, if any, of such superseded board of education and school district; *and provided, further,* that the lands and property of one board of education and school district thus superseded shall not be taxed or assessed for the debts or obligations of any other board of education and school district thus superseded by the new city board of education, but that the lands and property of each board of education and school district thus superseded shall be taxed and assessed for its own debts and obligations until the same shall be fully paid and satisfied.

Rights, etc.,
of new board.

Proviso.

Proviso.

Proviso.

3. Immediately upon the installation of the new city board of education the mayor or other head officer of said government shall take and receive all cash on hand in the possession of the fiscal officers of the boards of education of the consolidating municipalities form-

Transfer of
school funds.

Transfer of
property, etc.

ing said city, giving acquittances therefor, and shall turn the same over to the proper fiscal officers of the new city board of education. He shall also supervise and direct the transfer of all personal property, books, papers, vouchers or other documents belonging to said superseded boards of education to the proper officers of the new city board of education, and shall cause a complete inventory to be made of all properties of said superseded boards of education and school districts and filed with the clerk of said new city board of education. He shall also have all the accounts of said superseded boards of education thoroughly examined and audited by one or more experts or certified public accountants who shall make a report of their examinations and finding to him, and said report shall be filed with the clerk of said board of education and a copy thereof certified by said clerk and filed with the fiscal record of said new city.

Books audited.

Corporate
rights.

4. Said new city board of education shall be a body corporate vested with all the rights and powers conferred upon such body by the law to which this act is a supplement, and shall have full charge and control over all schools, school properties and teachers, principals and other employees in the public schools of said new city.

Position of
teachers, etc.

5. All principals, teachers, janitors and employees in the public schools of said superseded boards of education and school districts shall, upon the organization of the new city board of education, as herein provided, become principals, teachers, janitors and employees in the public schools of said new city board of education and continue in their respective capacities in said schools with all the rights and privileges that they enjoyed in the superseded school districts, and such additional compensation, rights and privileges as the laws of the State may provide.

Tenure and
pension laws
applicable.

6. The tenure of office and pension laws of this State applicable to principals, teachers, janitors and employees in the public schools shall enure to the benefit of all principals, teachers, janitors and employees in the public school of said new city, and the time of any principal, teacher, janitor and employee in the public schools spent

in the service of any superseded school district shall be taken into account and computed in determining the rights and privileges of any such principal, teacher, janitor and employee in the public schools of said new city under said tenure of office and pension laws.

7. If any section, part or provision of this act be questioned in any court and to be held unconstitutional or invalid, such decision shall in no way affect any other section, part or provision of this act. Constitution-
ality of act.

8. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealer.

9. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 130.

A Supplement to an act entitled "An act for the assessment and collection of taxes (Revision of 1918)," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any taxing district in any county of the first class in this State in which there has been located any State or county institution occupying two hundred acres or more of land shall have remitted or rebated by the county collector a sum equal to one-half of the county tax rate applied to the entire amount of ratables remaining subject to taxation. Rebate in
taxation.

2. The county board of taxation of said county shall by rule prescribe how said remission or rebate shall be paid or credited to the collector of said taxing district by the county collector and how his or her proportionate part shall be returned or credited to each taxpayer. Method of
remission.

Approved March 11, 1922.

CHAPTER 131.

An Act to provide for the lighting by the board of chosen freeholders of counties of the first class of the county roads within certain of their municipalities.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Lighting roads
in vicinity of
county insti-
tutions.

1. In any county of the first class where there is a county institution occupying more than one hundred acres of the territory of any municipality, and having a plant for the generation of electricity, it shall be the duty of the board of chosen freeholders of said county to light the county roads situated within the borders of such municipality.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 132.

An Act to amend an act entitled "An act concerning District Courts (Revision of one thousand eight hundred and ninety-eight)," approved June fourteenth, eighteen ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 60
amended.

1. Section sixty of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Plaintiff to
file state of
demand—
if not, may be
non-suited.

60. The plaintiff in such suit shall, on or before the time specified for appearance in the process or summons, or on the return of the warrant, or at the time of appearance specified in the recognizance, file with the clerk a copy of his account or state of demand against

the defendant, and in default thereof the said plaintiff may be non-suited with costs; and if the defendant have any account, demand or cause of action against the plaintiff, he shall be permitted to discount, set off, or counter-claim the same against the account, debt or demand of such plaintiff; but a copy of his account, demand, or cause of action, so intended to be set off, or counter-claimed, shall be filed with the clerk on or before the time specified for appearance in the process or summons, or on or before the final hearing, or, if on a warrant, then at the time of hearing of the cause; and in default thereof the said account, demand, or cause of action shall not be considered on the trial of the said cause; but if the said warrant shall not have been executed three days prior to the day of hearing, then the said defendant, if he have any account, demand, or cause of action to set off or counter-claim, and will enter into recognizance, as directed by the fifty-first section of this act, shall be allowed further time, not exceeding three days, to deliver to the said clerk such copy of his account, demand or cause of action as aforesaid.

Offset.

When filed.

Further time allowed.

2. Section sixty-one of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 61 amended.

61. If any defendant neglect or refuse to deliver a copy of his account, demand, or cause of action against such plaintiff, he shall forever thereafter be precluded from having or maintaining any action for such account, demand or cause of action, or from setting off or counter-claiming the same in any future suit; *provided, always,* that where the balance found to be due to said defendant exceeds the sum of three hundred dollars, then the said defendant shall not be precluded from recovering his account, demand or cause of action against such plaintiff in any other court of record having cognizance of the same.

Failure to produce account precludes action.

Proviso.

3. This act shall take effect immediately, but shall not affect any pending cases.

Approved March 11, 1922.

CHAPTER 133.

An Act to amend an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to the taking of oysters and clams, and the protection of the oyster and clam grounds of this State, and for the recovery of penalties for the violation thereof," approved April twenty-first, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 3
amended.

1. Section three of the act to which this is an amendment is hereby amended to read as follows:

Warrant
issued.

3. Such justice of the peace or police magistrate, upon receiving complaint, in writing, duly verified, of the violation of any law specified in the first section of this act, or of any of the provisions thereof, is hereby authorized and required to issue a warrant, directed to any constable, police officer, director of shell fisheries, member of the Board of Shell Fisheries, chief of a department or division, captain of guard boat, guard, or their assistants, commanding him to cause the person or persons so complained of to be arrested and brought before such justice or police magistrate, and shall thereupon, in a summary way, hear and determine the guilt or innocence of such person or persons, and, upon conviction, shall impose upon the person or persons so convicted the penalty or penalties prescribed, together with the costs of prosecution for such offense; and if any person or persons shall fail to pay the penalty or penalties so imposed, together with the costs of the prosecution, the said justice or police magistrate shall commit him or them to the common jail of the county where such conviction is had, for a period not exceeding ninety days, or until said penalty and costs are paid.

Hearing.

Jailed for
nonpayment
of fine.

Section 4
amended.

2. Section four of the act to which this is an amendment is hereby amended to read as follows:

4. For the violation of any laws specified in the first section of this act, or of any of the provisions thereof, done within the view of any constable, police officer, the director of shell fisheries, member of the Board of Shell Fisheries, chief of a department or division, captain of guard boat, guard, or their assistants, such officer is hereby authorized, without warrant, to arrest the offender or offenders and carry him or them before a justice of the peace or police magistrate of the county wherein such arrest is made, and the justice or police magistrate before whom such offender or offenders shall be taken is hereby authorized and required to hear and determine in a summary way the guilt or innocence of such person or persons, after receiving from said officer a complaint, in writing, duly verified, setting forth the nature of the offense for which the said person or persons was or were arrested.

Violation in presence of officer.

3. Section ten of the act to which this is an amendment is hereby amended to read as follows:

Section 10 amended.

10. The director of shell fisheries, members of the Board of Shell Fisheries, chief of a department or division, captains of guard boats, guards, or their assistants, shall have the same power and be entitled to the same fees for the service of process in cases instituted under this act as constables have and are entitled to receive in the court for the trial of small causes.

Fees, etc., of director, etc.

4. Section thirteen of the act to which this is an amendment is hereby amended to read as follows:

Section 13 amended.

13. All proceedings for the recovery of penalties pursuant to the provisions of this act shall be entitled and shall run in the name of the State of New Jersey, with the director of shell fisheries, a member of the Board of Shell Fisheries, chief of a department or division, captain of guard boat, guard or their assistants, or a police officer or a constable, and no proceeding shall be instituted by any person except the director of shell fisheries, a member of the Board of Shell Fisheries, chief of a department or division, captain of a guard boat, guard or their assistants, or a police officer or a constable of this State.

Title of proceedings.

5. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed:

Repealer.

Proviso.

provided, that such repealer shall not be taken or construed to interfere with any prosecutions now pending or which may hereafter be begun for the violation heretofore of any such laws, and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 134.

A Supplement to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Revocation
of licenses.

1. It shall be the duty of the Board of Shell Fisheries to revoke the license of any boat or vessel, the owner, captain, master or person in charge of which shall violate or cause or permit to be violated any of the provisions of any law of this State relative to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and to revoke any tonger's license, the holder of which shall violate any of the provisions of said acts, and said Board of Shell Fisheries shall have power to refuse thereafter to allow any license to be issued to such boat or vessel or to such tonger for such period of time as the said board shall fix and determine.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 135.

An Act to amend an act entitled "An act concerning the payment of bonus to school teachers, policemen, firemen and employees of boards of education and municipal employees," approved March twenty-sixth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act to which this act is an amendment shall be and the same hereby is amended so as to read as follows: Section 1 amended.

1. Any and every board of education, board of chosen freeholders, common council, governing body, board, body and officer by whatsoever name, of any and every public school district, county, city, borough or municipality whatsoever, or department thereof, now having the power or charged with the duty of determining or fixing on behalf of such school district, county, city, borough or other municipality or department thereof the salary, pay or compensation of employees thereof, shall have the right and power, in the discretion of such board, body or officer, to grant and order paid, in monthly or other installments, to any employee, the amount of whose salary, pay or compensation was or is determinable by such board, body or officer, such sum, in addition to the regular salary, pay or compensation of such employee, by way of bonus for the fiscal year in which such order is made, as such board, body or officer may determine, not exceeding thirty per centum of the regular annual rate of such usual or regular salary, compensation or pay of such employee; *provided*, that nothing in this act shall be held or construed to permit any such board, body or officer to grant or order paid any such bonus to any member of such board or body, or to himself, nor to grant or pay any such bonus to any person whomsoever after the first day of April, anno Domini nineteen hundred and twenty-five; *and pro-* Bonus authorized.

How payable.

Amount limited.

Proviso.

Proviso.

vided, further, that no grant or payment of any bonus under this act shall be held or construed as an increase in the salary, pay or compensation of any person receiving the same; neither shall the cessation of any such bonus, or any part thereof, be held or construed to amount to a reduction in the salary, pay or compensation of any employee, nor shall the amount of any such bonus be taken into consideration or included in any calculation respecting any amount to be paid into or out of any pension, retirement or other similar fund or in any similar connection.

Stopping
bonus not
deemed re-
duction.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 136.

An Act to validate and confirm reinstatements of charters of corporations heretofore made.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Reinstatement
validated.

1. All reinstatements of charters of corporations by the Governor heretofore made, after the same have been forfeited for non-payment of taxes, are hereby validated and confirmed.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 137.

An Act to amend an act entitled "A further supplement to an act entitled 'An act concerning municipalities,'" approved March twenty-seventh, one thousand nine hundred and seventeen, and which supplement was approved February twenty-fourth, one thousand nine hundred and twenty-one.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section twenty-five of Article XVIII be and the same hereby is amended to read as follows:

Sec. 25. Art.
XVIII
amended.

25. Whenever the governing body of any municipality shall determine by ordinance upon the purchase of any such building and the site whereon it is situated, within the limits of such municipality, the same procedure, so far as may be applicable, shall be followed as in case of the construction of any public building as provided for by the supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, which supplement was approved April seventh, one thousand nine hundred and nineteen; *provided, however,* that the cost and expense of acquiring such building and site may be raised by taxation instead of through the issuance of municipal bonds.

Procedure
applicable.

2. This act shall take effect immediately and shall be deemed additional legislation on the subject matter hereof.

Approved March 11, 1922.

CHAPTER 138.

A Further Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Carrying concealed weapons a misdemeanor.

Provide; certain officers authorized.

1. Any person who shall carry any revolver, pistol or other firearm or other instrument of the kind known as a blackjack, slung shot, billy, sandclub, sandbag, bludgeon, metal knuckles, dagger, dirk, dangerous knife, stiletto, bomb or other high explosive concealed in or about his clothes or person or in any automobile, carriage, motor-cycle or other vehicle, shall be guilty of a misdemeanor; *provided, however,* that nothing in this act shall be construed to prevent any sheriff, undersheriff, deputy sheriff, prosecutor, assistant prosecutor, jailer, police officer, fish and game commissioner, regular fish and game warden, constable, prosecutor's detective, State detective, member of a legally organized detective agency or any other peace officer from carrying weapons when engaged in the discharge of his duty, nor to duly authorized military or civil organizations when parading, nor to members thereof when going to and from places of meeting of their respective organizations, carrying the weapons prescribed for such drill, exercise or parade, nor shall this act apply to any person having a written permit to carry a blackjack, revolver, pistol or other firearm, obtained from the chief of police of the city, town or other municipality in which such licensee is resident or is engaged in business or employment, or from the mayor of such city, town or other municipality, or from any judge of the Court of Common Pleas of the county in which such applicant resides, or where such licensee does not reside in a city, town or other municipality in which there is a chief of police, then from the mayor or other presiding officer of the

governing body of such municipality. Such permits shall be issued for good cause shown at the place of residence of the person obtaining the same or at the place where he is engaged in business or employment, and when issued shall be in force in all parts of the State for a period of one (1) year from date of issue, unless sooner revoked by the officer or officers granting the same, and said permit shall be dated and recorded in the office of the clerk of the county where granted within ten (10) days after the granting thereof, and in the event of the recipient thereof failing to record the same, as herein provided, said permit shall be deemed and taken to be revoked and canceled. It is further provided that nothing contained herein shall prevent any person from keeping or carrying about his or her place of business, dwelling house or premises any such revolver, pistol, firearm or other weapon, or from carrying the same from any place of purchase to his or her dwelling-house or place of business, or from his or her dwelling-house or place of business to any place where repairing is done, to have the same repaired and returned, or to carry a gun, rifle or knife, in woods or fields or upon the waters of this State for the purpose of hunting or target practice.

Permits to
carry weapons.

Permit
recorded.

Lawful pos-
session.

2. A person who attempts to use unlawfully against another, or who carries or possesses with intent to use the same unlawfully against another, any instrument or weapon of the kind commonly known as a blackjack, slung shot, billy, sandclub, sandbag, metal knuckles, bludgeon, dagger, dirk, dangerous knife, razor, stiletto, revolver, bomb or other high explosive, or any other dangerous or deadly instrument or weapon, shall be guilty of a high misdemeanor and shall be punished by a fine not exceeding two thousand dollars or imprisonment for a term not exceeding ten years at hard labor or both.

Unlawful use.

Penalty.

3. Every person selling a revolver, pistol or other firearm, whether such seller is a retail dealer, pawnbroker or otherwise, shall keep a register in which shall be entered at the time of sale the date of sale, name, age, color, nationality, occupation and residence of every purchaser, together with the calibre, make, model, manu-

Record of
sale of fire-
arms kept.

facturer's number or other mark of identification upon such revolver, pistol or other firearm. Such register shall be open at all reasonable hours for the inspection of any police or other peace officer. No person shall sell, give or transfer any such revolver, pistol or other firearm to another person without complying with the provisions of this act.

Violation a
misdemeanor.

4. Any person who shall violate any of the provisions of the third paragraph hereof shall be guilty of a misdemeanor.

Repealer.

5. All acts and parts of acts inconsistent herewith are hereby repealed.

6. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 139.

An Act to incorporate the "Borough of Lincoln Park,"
in the county of Morris.

BE IT ENACTED *by the Senate and General Assembly
of the State of New Jersey:*

Corporate
name.

1. The inhabitants of that portion of the township of Pequannock, in the county of Morris, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the "Borough of Lincoln Park," and shall be governed by the laws of this State relating to boroughs.

Boundaries of
borough of
Lincoln Park.

2. The territorial limits of said borough shall be as follows:

Beginning in the middle of the Jacksonville road, 1,000 feet west of the middle of said Jacksonville road and its junction with the Bog and Fly road to Jacksonville, and from thence running southwesterly in a straight line to a point in the middle of the road from Jacksonville to Brook Valley, where said road from Jacksonville to Brook Valley is intersected by the east-

erly line of Montville township; thence southeasterly and southerly along said Montville township line, the various courses thereof, to the southeasterly corner of said Montville township where it intersects the Essex county line in the middle of the Passaic river; thence easterly along the middle of the Passaic river, the various courses thereof, following the Essex county line to its junction with the Pequannock river; thence northerly along the middle of the Pequannock river, the various courses thereof, following the Passaic county line, to a point in the middle of said Pequannock river, where the same is intersected by the southerly boundary line of the proposed Pompton borough. Thence following said boundary line westerly along the northerly line of lands of the Du Pont and de Nemours Powder Company to the northwest corner of same, said corner being the northwest corner of a 5.58 acre lot conveyed by Garret G. DeMott and wife to George Forbes by deed dated July 2d, 1860, and recorded in Book Y-6 of Deeds, on page 425; thence in a straight line northwesterly across Tamarock Swamp to the fifth corner of a 23.90 acre lot owned by Mrs. George Roome; thence along the northerly line of said lot north 88 degrees west 818 feet more or less to the middle of the road leading to Lincoln Park; thence northerly along the middle of the said road to Lincoln Park 470 feet more or less; thence along the southerly line of a 25 acre lot belonging to Abram Slingerland, also being the northerly line of lands of Peter J. Roome, south 88 degrees west, 2,508 feet more or less to the eighth corner of said 25 acre lot; thence continuing in a straight line along the southerly line of a 19.18 acre lot belonging to Abram C. Slingerland, also being the northerly line now or formerly owned by one Goldberg; thence continuing the same line along the southerly line of a 10 acre lot conveyed to Tunis Ryerson by Alexander Gilland and Clarissa Gilland, his wife, by deed dated June 19, 1875, to the center of the Main Ditch road; thence northerly along the center of the Main Ditch road to its intersection with the center line of the Bog and Fly road; thence westerly along the center line of the Bog and Fly road the various courses thereof to the beginning.

Referendum.

Special election.

Notice of election.

Ballots.

Proposition.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory, at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory on the day of said special election. Said special election shall be held within the said territory within sixty days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election at places within said territory to be fixed by the clerk of the township of Pequannock, in the county of Morris. The clerk of the township of Pequannock shall cause public notice of the time and place of holding of the said election, to be given by advertisements, signed by himself, and set up in at least five public places within said described territory, and published in at last one newspaper circulating therein, and published in the township of Pequannock at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

If you favor the proposition printed below, make in black ink or black pencil an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make in black ink or black pencil an X mark in the square to the left of and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the borough of Lincoln Park, in the county of Morris," be adopted?
	No.	

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word

"No," it shall be counted as a vote against such proposition, and in case no X mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the election district of said township of Pequannock, wherein that portion of the foregoing described territory of the township of Pequannock is located, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the township committee of the township of Pequannock of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the said township of Pequannock which conducted the general election next preceding the holding of such election in said township in the election district or districts of said township of Pequannock wherein that portion of the foregoing described territory of the township of Pequannock is located, the territory of which most nearly corresponds in extent to the limits of the foregoing described territory; *provided*, that said list, for the purpose of this election, shall be revised so as to include all and only such voters of said township who may then reside within the territory comprised within the limits of the borough created by this act; and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Pequannock at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of

Election, how conducted.

Returns.

Registry.

Proviso.

- New register.** Pequannock by posting notices thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act, and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote.
- Registering by affidavit.** A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of election of Morris county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.
- Result of election filed.** 5. Immediately after the statement of the result of such election shall be made to the township committee of the township of Pequannock, another copy of said statement, certified by the clerk of the township of Pequannock, shall be filed by him in the office of the county clerk of the county of Morris.
- Special election to choose officers.** 6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Morris, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector and such other officers as provided for by law, to hold office until the first day of January following said special election,
- Term.**

which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the county clerk within twenty days from the date of the filing with the said county clerk of the statements showing the adoption of this act and at least three days prior to said election. Such election shall be held at a time and place so appointed by said county clerk, and shall be conducted by the said officers of the said election district of the said township of Pequannock, but no special form of ballot and no envelope need be used by any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Morris of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough and shall continue in office until the first day of January following said special election and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Notice of election.

Ballots.

Nominations by petition.

Election, how conducted.

Register.

Returns.

Continuance of officers.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 140.

An Act to enable municipalities of this State to create and establish sewerage districts, to construct, operate and maintain sewerage systems within the districts, and to provide for the payment of the cost thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Sewerage
districts in
municipalities.

1. It shall hereafter be lawful for the governing body of any municipality of this State to provide by ordinance for the creation and establishment within designated boundaries of a sewerage district or districts, and to provide for the construction, operation and maintenance of sewerage systems, which may include sewage disposal works and pumping stations in such district or districts.

Notice to
those affected.

2. Public notice of the intended creation and establishment of such proposed sewerage district or districts, and the construction of such sewerage systems, shall be given to the owners whose lands and real estate may be affected thereby. Such notice shall state the place where and the time when such governing body will consider said ordinance, and shall briefly describe the proposed boundaries and the improvements intended to be made in such district or districts. Such notice shall be published once in a newspaper circulating in the municipality at least fifteen days, and be mailed to the known owners of all lands and real estate affected, at their last known postoffice address, at least ten days before the date so fixed.

Objections.

3. No sewerage district or districts shall be created or established, or sewerage systems constructed, in any municipality of this State, where objections thereto in writing are filed with the clerk of such municipality, before the final reading of the ordinance, by the owners of fifty-one per centum in value of the lands and real estate in the district proposed to be assessed for benefits.

Determining
objections.

The question as to whether the necessary fifty-one per centum have joined in such objections, shall be de-

terminated by the governing body by the last preceding valuation for the purpose of taxation; *provided, however*, that if the governing body shall determine and declare that such sewerage district or districts and sewerage systems are a public necessity, then such governing body may create and establish such district or districts and construct such sewerage systems, notwithstanding such objections. The owners of fifty-one per centum of the lands and real estate in the district or districts proposed to be assessed for benefits, whose signatures appear upon the objections filed with the governing body, may, however, within ten days after the passing of such ordinance, file with the clerk of such municipality a written protest against the adoption of such ordinance, which ordinance shall then remain inoperative until ratified by a majority of the legal voters residing in the district or districts, voting on the proposition at the next general election, or at a special election to be held for that purpose.

Proviso.

Protest against ordinance.

4. Whenever a sewerage district or districts have been established, a copy of the ordinance creating and establishing the boundaries of the district or districts, together with a map showing the location thereof, shall be filed in the office of the clerk of the county in which the municipality is situated.

Map and records filed.

5. The cost of any and all of the work contemplated under the provisions of this act shall be paid for by notes or bonds under the provisions of an act entitled "An act to regulate and authorize the issuance of bonds and other obligations and incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission, approved March twenty-second, one thousand nine hundred and sixteen, and amendments thereof and supplements thereto."

Provision for cost.

6. The cost of the creation and establishment of such sewerage district or districts and the construction of such sewerage systems, shall be assessed against the lands and real estate benefited thereby, and such assessments shall bear interest and penalties from the same time and at the same rate as assessments for local improvements in the district or districts where the same

Assessment for benefits.

is imposed, and from the date of confirmation shall be a first and paramount lien upon the respective lands and real estate assessed, to the same extent, and shall be enforced and collected in the same manner, as assessments for local improvements.

Valid assessments.

No assessment shall be invalid by reason of failure to receive notice or any other informality.

Operating expenses.

7. The expense of the operation and maintenance of such sewerage systems, disposal works and pumping stations, shall be met by a levy against all the lands and real estate within the sewerage district or districts.

Repealer.

8. All acts and parts of acts inconsistent with this act are hereby repealed.

9. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 141.

An Act to amend an act entitled "An act to amend an act entitled 'A general act relating to boroughs'" (Revision of 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven, which act was approved April second, one thousand nine hundred and eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1 amended.

1. Section one of an act entitled "An act to amend an act entitled 'A general act relating to boroughs'" (Revision of 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven, which amendatory act was approved April second, one thousand nine hundred and eight, be and the same is hereby amended to read as follows:

Sundry borough officers.

1. In addition to the officers to be elected there shall be appointed a clerk, and there may be appointed a borough attorney, a borough engineer, one or more mar-

shals, an overseer of the poor, a pound-keeper, a superintendent of highways, a borough recorder and so many other officers as may be deemed necessary by the said council, who shall perform such duties as are or may be provided for by law or ordinance of said council not in conflict with law. All of said officers, except the borough attorney and borough engineer, shall be residents of the borough, and all said officers shall hold office during the pleasure of the council; *provided*, that no officer shall be removed without giving him an opportunity to be heard; unless sooner removed, however, they shall hold office for one year and until their successors shall have qualified. Whenever a vacancy in any such office occurs, such vacancy shall be filled by appointment for the unexpired term only.

Residents.

Proviso.

Vacancies.

The mayor shall nominate and, with the advice and consent of the council, shall appoint all officers in this act directed to be appointed, including the filling of vacancies in elective offices; *provided*, the said mayor shall make such nomination within thirty days after said office or offices become vacant. If the mayor fails to appoint within said thirty days, and the council shall fail to confirm any appointment made by the mayor, then after the expiration of said thirty days the said council of the borough shall appoint all officers in this act directed to be appointed, including the filling of vacancies of elective offices, whether caused by death, resignation or expiration of said office.

Appointments by mayor.

Proviso.

Action by council.

And provided, further, that in case the mayor shall present to the council his resignation from office, such resignation may be accepted by vote of the council and the vacancy in the office of mayor thus occurred may be filled by vote of the council.

Proviso.

2. All acts inconsistent herewith are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 142.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Certified copy
of vacation
of streets, etc.,
filed and
recorded.

1. Whenever within a term of two years prior to the passage of this act any public street or highway, public square or public place, in any municipality of this State has been vacated in pursuance of proceedings, by ordinance or otherwise, authorized by any law of this State, a copy of such ordinance or other proceeding by which such public street, highway, public square or public place has been vacated within such term shall be certified, at the request of any person, to be a true copy of such ordinance or other proceeding by the clerk of such municipality under the corporate seal thereof, and thereupon such certified copy may be filed by any such person in the office of the county in which such municipality is situate wherein the public record of deeds of conveyance of land is made and kept—that is to say, in the office of the county clerk or the register of deeds, as the case may be; which certified copy shall thereupon be recorded in such office in a book to be provided for that purpose, with a proper index; which book shall be entitled "Vacations." Such record, or a copy thereof, certified to be a true copy by such county clerk or register of deeds, as the case may be, under the seal of the county, shall be taken and received in all courts and places as evidence of such ordinance or proceedings and the adoption thereof.

Record book.

Proof of vacation of streets, etc., by ordinance.

2. Whenever any public street or highway, public square or public place, in any municipality of this State shall be hereafter vacated in pursuance of proceedings, by ordinance or otherwise, authorized by any law of this State, a copy of such ordinance or other proceeding by which such public street, highway, public square or public place has been vacated, certified to be a true

copy of such ordinance or other proceeding by the clerk of such municipality, under the corporate seal thereof, together with a copy of the proof of publication thereof, if publication is required by law, shall be filed by said clerk, within sixty days from the date when said ordinance or other proceeding becomes effective, in the office of the county in which such municipality is situated wherein the public record of deeds of conveyance of land is made and kept—that is to say, in the office of the county clerk or the register of deeds, as the case may be; which certified copy shall thereupon be recorded in such office in a book to be provided for that purpose, with a proper index; which book shall be entitled "Vacations." Such record, or a copy thereof, certified to be a true copy by such county clerk or register of deeds, as the case may be, under the seal of the county, shall be taken and received in all courts and places as evidence of such ordinance or proceedings and the adoption thereof.

Copy certified and recorded.

Record book.

Record in evidence.

3. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 143.

An Act to provide for the regulation of the business of furnishing laundered articles for hire.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Any person, firm or corporation engaged in the business of supplying towels, coats, aprons, toilet devices, or other kindred articles or supplies, for hire or compensation, used for the purpose of providing cleanliness and sanitation, and which said articles or supplies are, shall, or may have a name, or trade mark or device branded, stamped, marked, sewed or otherwise impressed thereon, may file in the office of the clerk of the county in which the principal place of business is situated, a de-

Trade name filed with county clerk.

- Proviso. description of such name, mark or device, and cause such description to be printed once in each week for three weeks successively in a newspaper published in such county; *provided*, that if the principal place of business of any such person, firm or corporation is in another State, the filing of such description shall be made in the office of the clerk of the courts in any county of this State in which business is done, and printed for three weeks successively in any newspaper published in such county. When any such person, firm or corporation shall have complied with the provisions of this section, he, she, or it shall thereupon be deemed the proprietor of such name, mark, or device, and of every such towel, apron, coat, toilet cabinet or toilet device, so used as aforesaid, upon which the said mark may be branded, stamped, marked, sewed, or otherwise impressed or produced thereon, upon the filing with the clerk of courts as hereinabove referred to, such name, mark, or device, and there shall be paid to the clerk of courts two dollars for each such name, mark or device so filed.
- Rights and privileges.
- Procedure in case of assignment. 2. When any person, firm or corporation having complied with the provisions of the preceding section of this act, assigns by sale or otherwise, the business of supplying towels, coats, aprons, toilet cabinets, towel devices, or any other kindred articles of supplies used for the purpose of cleanliness and sanitation, such assignee shall, upon such assignment, file in the office of the clerk of the county in which his or its principal place of business is situated, a certificate of said assignment, and cause such certificate to be printed once each week for three weeks successively in a newspaper published in such county. If the principal place of business of such assignee is in another State, the filing of such certificate of assignment shall be made in the office of the clerk of courts in any county of this State in which business is done and printed once each week for three weeks successively in a newspaper published in such county.
- Where filed.
- Use of supplies. 3. No person, firm or corporation other than provided in section one hereof, shall use any towels, coats, aprons, toilet cabinets, towel devices, or any other articles or supplies used for the purpose of cleanliness and sanitation.

tion, by supplying, furnishing, selling, transferring or renting, the same for hire or compensation, or otherwise, or shall deface, erase, obliterate, cover up, or otherwise remove or conceal said mark or device thereon, or shall give, take or otherwise dispose of such towels, coats, aprons, toilet cabinets or other toilet devices, so branded and marked as herein provided for without the written consent of the owner or owners, whose mark or device shall be or have been upon such article or articles as provided in section one hereof.

Not deface or remove markings on towels, coats, etc.

Provided, however, that the use of such article or articles at the place where the same are placed or delivered by the owner or owners under an agreement, lease, or license from such owner, shall not be unlawful; *and provided, further,* that nothing herein contained shall make it unlawful for any bona fide hotel, restaurant, cafe, or other public hostelry, to permit and allow the use of such towels, coats, aprons or other toilet device to any guest, boarder, or any regularly hired employee thereof, during the period of any lease, renting or hiring agreement of said supplies with the owner thereof. The possession by any junk dealer or dealers in rags or second-hand articles, or person, firm or corporation other than by the owner, lessee of sublessee thereof as herein provided, of any such marked or distinguished article or articles without such written consent shall be presumptive evidence of traffic in such goods and a violation of this section.

Proviso.

Proviso.

Unlawful possession.

4. No person, firm or corporation, other than the owner or owners shall launder, wash, clean, renovate or cause to have laundered, washed, cleaned, or renovated, any towels, coats, aprons, toilet devices or other supplies used for the purpose of cleanliness and sanitation, which is so marked, named or distinguished, as aforesaid, the possession of which is claimed by lease, or rental from the owner thereof as herein provided, except by the written consent of the owner or owners thereof.

Washing by other than owner.

5. Whenever the owner or owners of towels, coats, aprons, toilet cabinets, towel devices, or any other articles or supplies used for the purpose of cleanliness and sanitation, shall require taking, or accepting of any

Deposit not a sale of property.

sum of money as a deposit for security for the safe keeping and return of such article or articles shall not constitute a sale of such property either optional or otherwise.

Penalty.

6. Any person, firm or corporation violating any of the provisions of this act shall for the first offense be liable to a penalty of not less than fifty dollars (\$50.00), nor more than one hundred dollars (\$100.00), and for each subsequent offense to a penalty of two hundred dollars (\$200.00), to be recovered in an action of debt before any District Court, Small Cause Court, or the police magistrate of a municipality, and jurisdiction is hereby conferred upon the District Court, the Small Cause Court, and the police magistrate of any municipality, within their respective jurisdictions, to hear and determine actions brought under this act. The practice and procedure in actions instituted under this act shall be according to the practice and procedure prevailing in the court in which the action is instituted, and an action for the recovery of a penalty under this act may be instituted by any persons, firm or corporation aggrieved or damaged by a violation hereof, and a penalty, when recovered, in the District Court or the Small Cause Court shall be paid the county collector of said county and when recovered before the police magistrate of any municipality shall be paid to the treasurer of said municipality.

How recovered.

Procedure.

Disposition of penalty recovered.

7. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 144.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning the investments of moneys and the retention of investments in certain cases,' approved April nineteenth, nineteen hundred and twenty."

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act of which this act is amendatory be and the same is hereby amended so as to read as follows:

Section 1 amended.

1. Any executor, administrator, guardian or trustee whose duty it may be to loan moneys entrusted to him in addition to the securities in which he may invest the same under the provisions of the act to which this is a supplement, may invest the same in shares or parts of bonds secured by mortgage or bonds secured by trust mortgage, which shall be a first lien upon improved real estate, provided the amount of such mortgage shall not at the time of the making of such loan exceed sixty per centum of the estimated worth of the real estate covered by such mortgage, at a rate of interest not less than three per centum nor greater than six per centum per annum; *provided*, that any share or part of such bond and mortgage or bond secured by such trust mortgage so held shall not be subordinate to any other bond issued thereunder and shall not be subordinate to any prior interest therein; *and provided, further*, that bonds and mortgages in parts of which any fiduciary may invest trust funds or, in the case of trust mortgages, the trust mortgage, together with any guarantees of payment, insurance policies and other instruments and evidences of title relating thereto shall be held for the benefit of such fiduciary and of any other persons interested in such bonds and mortgages by a trust company, bank or title guarantee corporation organized under the laws of this State, or

Investment on bond and mortgage.

Proviso.

Proviso.

jointly by such a corporation, and an individual who is a citizen and bona fide resident of this State, and in mortgages other than trust mortgages, that a certificate setting forth that such corporation, or such corporation and such individual jointly as the case may be, holds such instruments for the benefit of such fiduciary and of any other persons who may be interested in such bond and mortgage among whom the corporation or the individual jointly holding such instruments may be included, be executed by such corporation and delivered to each person who becomes interested in such bond and mortgage. Every corporation, or corporation and individual jointly, issuing any such certificate, shall keep a record in proper books of account of all certificates issued pursuant to the foregoing provisions. An executor, administrator, trustee or other person holding trust funds may require such bonds or guarantees of payment to accompany investments as may seem prudent, and all premiums paid on such guarantees may be charged to or paid out of income, providing that such charge or payment be not more than at the rate of one per centum per annum on the par value of such investment.

2. This act shall take effect immediately.

Approved March 11, 1922.

Certificate.

Records.

Guarantees
of invest-
ments.

 CHAPTER 145.

An Act to amend a supplement to an act entitled "An act for the punishment of crimes" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, which supplement was approved April fifteenth, one thousand nine hundred and eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act to which this act is an amendment is hereby amended to read as follows:

1. Corrupt influencing of agents, employees or servants:

Whoever gives, offers or promises to an agent, employee or servant, any gift or gratuity whatever, without the knowledge and consent of the principal, employer or master of such agent, employee or servant, with intent to influence his action in relation to his principal's, employer's or master's business; or an agent, employee or servant who, without the knowledge and consent of his principal, employer or master, requests or accepts a gift or gratuity or a promise to make a gift, or to do an act beneficial to himself, under an agreement, or with an understanding that he shall act in any particular manner to his principal's, employer's or master's business; or an agent, employee or servant who, being authorized to procure materials, supplies or other articles, either by purchase or contract for his principal, employer or master, or to employ service or labor for his principal, employer or master, receives directly or indirectly, for himself or for another, a commission, discount or bonus from the person who makes such sale or contract, or furnishes such materials, supplies or other articles, or from a person who renders such service or labor, and any person who gives or offers such an agent, employee or servant such commission, discount or bonus, shall be guilty of a misdemeanor; *provided, however*, that if a corporation, partnership or other organization is guilty of a violation hereof, the person or persons through whom the corporation, partnership or other organization acts shall also be deemed guilty of a misdemeanor; *provided, however*, that any person guilty of any offense within the purview of this act who shall first report the facts under oath to the Attorney-General of New Jersey, and who shall give evidence tending to the conviction of any other person charged with an offense under this act, shall be granted full immunity from prosecution or conviction under this act with respect to the offense reported.

Improperly influencing employees by offers of gratuities, etc., a misdemeanor.

Proviso.

Proviso.

Immunity for reporting offense.

Approved March 11, 1922.

CHAPTER 146.

A Supplement to an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Superintendent of house of detention.

Appointment and duties.

Salary.

Powers.

1. Wherever in any county of the second class in this State in which there now is or may hereafter be established a school or house of detention it shall be lawful for the board of chosen freeholders of such county to appoint a superintendent for such school or house of detention, and who, in addition to the duties of such superintendent shall be an assistant probation officer of said county. Such superintendent shall be appointed by resolution of said board of chosen freeholders, and shall perform such duties as shall be fixed by such board or by the statutes of the State relating to schools or houses of detention. Such person shall receive a salary to be fixed by the board of chosen freeholders, and shall hold office during the pleasure of said board.

2. Such superintendent shall be vested with the powers of and shall perform the duties now prescribed by any law of this State for assistant probation officer.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 147.

A Supplement to an act entitled "An act relative to morgues and morgue keepers," approved March fourth, one thousand eight hundred and seventy-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The board of chosen freeholders of the counties of the second class in this State shall have power to appoint a keeper or keepers for a morgue or morgues for a term of three years from the date of their appointment, and to define their respective districts, which keeper shall be required to take in charge the unknown dead in their respective districts in said counties; to furnish free of charge suitable rooms for the holding of all inquests, should that be deemed necessary and to make such disposal of the bodies as the proper authorities may direct; *provided, however,* that the said board of chosen freeholders of counties of the second class of this State may at any time in its discretion remove said morgue keeper or keepers and appoint a keeper or keepers for the term specified in this act in the place of the keeper or keepers so removed.

Keeper of morgue.

Duties.

Proviso.
2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed and this act shall take effect immediately.

Repealer.

Approved March 11, 1922.

CHAPTER 148.

An Act to amend an act entitled "A further supplement to 'An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases (Revision of 1898),' approved June fourteenth, eighteen hundred and ninety-eight," which supplement hereby amended was approved March sixteenth, nineteen hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

Per diem
payment to
person de-
tained in jail
as witness.

1. Paragraph one (1) of said act be and the same is hereby amended to read as follows:

1. In case any person since the first day of January, nineteen hundred and fifteen, has been, or shall hereafter be committed to or be detained in the jail of any county for securing his appearance as a witness against any person charged with a crime or misdemeanor it shall be lawful for the board of chosen freeholders of the county in which such detention occurs and where the person so charged with a crime or misdemeanor is tried or his case disposed of, upon presentation of a claim properly verified and certified to be correct by the prosecutor of the pleas of such county, to order paid from the county treasury to the person so detained a per diem of one dollar for each and every day, exclusive of Sundays, that such person shall have been so detained in order to secure his appearance as a witness, such per diem to be paid upon proper order by the county collector.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 149.

An Act for the preservation of sheep, lambs, domestic animals and poultry.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Every person who shall keep or harbor a dog (above the age of six months) in any of the taxing districts of this State (sometimes hereinafter called municipalities) shall be taxed yearly for one dog, so kept or harbored, the sum of one dollar, and for every additional dog (above the age of six months) the sum of two dollars; in addition thereto, there may be annually levied, when legally ordered, a further dog tax to be assessed and collected in the same manner and at the same time as other annual taxes raised for the use of the State, county or municipalities are assessed and collected; the assessors of the several taxing districts in this State shall set down in a separate column on the several duplicates opposite the name of each person, or persons, the number of dogs each said person, or persons, may own or harbor on his premises at the time of making the annual assessment; *provided, however,* that this act shall not apply to taxing districts wherein there are now in force, or may hereafter be adopted, municipal ordinances to prohibit, restrain and regulate the running at large of dogs.

Yearly dog tax.

Additional dog tax.

Assessors' duty.

Proviso.

2. Every inhabitant who shall refuse or wilfully neglect to deliver to the said assessor when by him required, a true account of the number and age of the dog or dogs made taxable under this act and owned or harbored by him as aforesaid, shall, for every such refusal or neglect, forfeit and pay the sum of five dollars, to be recovered with costs by the collector of the taxing district wherein the offense shall be committed, the amount of the penalty so recovered to be for the use of the taxing district.

Refusal to report number of dogs.

Penalty.

3. If any dog shall be found killing, worrying or wounding any sheep, lamb, domestic animals or poultry,

Dogs to be killed.

and the owner or person harboring such dog, being informed thereof, shall neglect or refuse to kill such dog within twenty-four hours from the time of receiving such information, such owner or person shall forfeit and pay to any person who shall sue for the same, the sum of ten dollars, to be recovered with costs by the action of debt before any justice of the peace of the county or District Court of the county, and moreover shall pay triple damages for any injury done by said dog as aforesaid; and it shall be lawful for any person to kill any dog which may be found chasing, worrying or wounding any sheep, lamb, poultry or domestic animal.

Penalty.

Disposition
of dog tax.

4. The sums of money collected from the tax imposed by virtue of this act shall be appropriated in the annual budget and the taxing ordinance of the taxing district to make good any loss which may be sustained by any person or persons by the destruction or wounding of his sheep, lambs, domestic animals or poultry, except dogs and cats, within the taxing district where the said tax shall be collected and shall be kept as a separate fund for that purpose by the treasurer or other officer having charge of the general funds of the taxing district. The appropriation shall be made by adding to the budget substantially the following words: "Anticipated revenues from tax on dogs, \$, to be used for payment of claims for damages by dogs to sheep, lambs, domestic animals or poultry." Claims for damages shall be presented to the governing body as hereinafter provided and shall be paid in the order in which they are presented and approved in case there are sufficient moneys in the fund for that purpose. In case there are not sufficient moneys on hand in the fund, the claims, as and when approved, shall be held and paid as soon as the collection from such tax will permit. In the event that the collections from such tax in any year are not sufficient to pay all the claims presented and approved, there shall be assessed and collected in the following year a tax in addition to the annual tax herein provided, which will be sufficient to pay such claims. In the event that there shall be a balance in such fund after all claims for the year, which have been presented and approved, have been paid, such balance shall be transferred to the sur-

Presenting
claims.

If funds in-
sufficient.

If balance.

plus revenue account of the municipality at the close of the year. The use of general funds of the municipality to pay claims for damages, or the use of the moneys collected from such dog tax in any other manner than as herein provided shall be a misdemeanor.

5. When any person shall sustain damage or injury as aforesaid, it shall be lawful for such person to take two respectable freeholders of the taxing district wherein such damage was done, who are in no wise of kin to the party so calling them, to view the sheep, lambs, domestic animals or poultry so killed or wounded; and if it shall appear to their satisfaction that the said sheep, lambs, domestic animals or poultry were killed or wounded by a dog or dogs, the freeholders shall make a return or certificate thereof in writing, properly verified, stating the amount of damages such person may have sustained; each said certificate, together with the properly verified certificate of the person suffering such damage, setting forth in full the facts of the case and the estimate of damages sustained, shall entitle the person so injured to the sum stated therein as the damage sustained, to be paid by the governing body of the municipality in conformity with this act; and in case the damage so certified shall appear to the governing body of the municipality to be excessive, it shall and may be lawful for said governing body to require the facts stated and claimed and exhibited to be investigated before them upon oath or affirmation and shall award payment accordingly; *provided, however*, that no claim for damages as aforesaid shall be valid unless said certificate shall be filed with the clerk of the municipality within thirty days after the damage for which claim is made shall have been sustained.

6. This act shall not exempt the owner, possessor or harbinger of any dog or dogs from liability for damage done by such dog or dogs, but he is hereby declared to be responsible for such injury, and an action of trespass may be brought or maintained in any court of competent jurisdiction by any person or persons sustaining any injury, for the full amount of the same, against such owner, possessor or harbinger, and in which action it shall not be necessary to prove that the said dog was

Proof of
damage.

Certificate
of findings.

Payment.

Proviso.

Owner's
liability.

- Proviso. accustomed to commit the injury complained of or any similar injury; *provided, however*, that the presentation of any claim for damages to the governing body of the municipality shall be a waiver of all claims against the owner of such dog.
- Municipality may bring suit against owner. 7. In case any claim for damage is presented and allowed by the governing body of the municipality, the said governing body may institute and maintain suit against the owner or owners of such dog in the name of, and for the benefit of, such municipality in any court of competent jurisdiction to recover the amount of damages so allowed by them.
- Repealer. 8. All acts and parts of acts inconsistent with this act be and the same are hereby repealed.
9. This act shall take effect immediately.
- Approved March 11, 1922.

CHAPTER 150.

An Act to provide for the election of poundkeepers by the governing bodies of the various municipalities of the State and to define their powers and duties.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Poundkeepers elected.

1. All poundkeepers shall hereafter be elected by the governing bodies of the various municipalities of the State.

Number, term, duties, etc.

2. The number of such poundkeepers, their terms of office, qualifications, bonds, duties and powers shall be the same as now are or hereafter may be provided by law or by ordinance of said governing body not in conflict with the law of this State.

In incumbents not affected.

3. Nothing in this act shall be construed to limit or terminate the terms of any poundkeeper duly elected in any municipality under any existing law, nor any poundkeeper now holding office under civil service.

4. All acts and parts of acts, general or special, now **Repealer** existing, not in accordance with the provisions of this act, or inconsistent therewith, are hereby repealed.

5. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 151.

An Act to provide for the election of constables by the governing bodies of the various municipalities of the State and to define their powers and duties.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. All constables shall hereafter be elected by the governing bodies of the various municipalities of the State. **Constables elected.**

2. The number of such constables so elected, their terms of office, qualifications, bonds, duties and powers shall be the same as by the laws and usages of this State now appertain to and devolve upon such officers or as hereafter may be provided by law. **Terms, bonds, duties, etc.**

3. Nothing in this act shall be construed to limit or terminate the term of any constable duly elected in any municipality under any existing law. **Present constables to fill out term.**

4. All acts and parts of acts, general or special, now **Repealer.** existing, not in accordance with the provisions of this act, or inconsistent therewith, are hereby repealed.

5. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 152.

An Act to amend an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one, and constituting chapter 208 of the Pamphlet Laws of 1921.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 36
amended.

I. Section thirty-six of the act of which this act is an amendment, as found on page 685 of the Laws of 1921, is hereby amended to read as follows.

DISPOSITION OF MONEYS RECEIVED FROM FINES,
PENALTIES.

Moneys used
for repair of
roads.

36. Moneys received in accordance with the provisions of this act, whether from fines, penalties, registration fees, license fees, or otherwise, shall be accounted for and forwarded to the Commissioner of Motor Vehicles, and by him paid over to the Treasurer of the State of New Jersey, to be used by the State Highway Commission as fund for the repairs of such improved roads through the State as said State Highway Commission shall designate, regard being had to the repair of the most important improved roads, and the distribution of the benefits of this act throughout the several counties of the State; *provided, however,* that there shall first be deducted from the moneys as aforesaid received, the amount appropriated by the Legislature in any annual or supplemental bill for the

Provide.

maintenance of said Department of Motor Vehicles, which said sum so deducted shall become a part of the general State fund; *provided, further, however,* that any and all fines, penalties and forfeitures imposed and collected by any municipality for violations of any of the provisions of this act shall be by the Commissioner of Motor Vehicles forwarded to the proper financial officer of the county wherein the same were collected to be used by said county for road repairs in said county; *and provided further, however,* that this last proviso shall not apply to any fines, penalties or forfeitures imposed and collected as the result of any complaint instituted by the Commissioner of Motor Vehicles or a member of his staff or a member of the Department of State Police.

Maintenance
of depart-
ment.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 153.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning carriers (Revision of 1904),' approved March twenty-ninth, one thousand nine hundred and four," which supplement was approved May first, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section four of "An act concerning carriers (Revision of 1904)," referred to in the title hereof and amended by section one of the act entitled "A supplement to an act entitled 'An act concerning carriers (Revision of 1904),' approved March twenty-ninth, one thousand nine hundred and four," referred to in the title hereof, is hereby amended so as to read as follows:

Section 4
amended.

Railroad
police.

Commissioned.

Powers.

Compensation.

Badge.

Termination
of service.

4. On application of any railroad company, street railroad company, canal company or steamboat company, the Governor of the State may appoint such persons as the company may designate to act as policemen for such company, and shall issue to each person so appointed a commission, a copy of which shall be filed in the office of the Secretary of State; every person so appointed and commissioned shall, in the counties traversed by the conveyances or route of such company, possess all the powers of policemen and of constables in criminal cases of the several townships and municipalities in such counties, and shall receive from the company by whom employed such compensation as shall be agreed between such company and person; when on duty, except when employed as detective, he shall wear in plain view a metallic shield or device with the words "railway police," "canal police" or "steamboat police" as may be appropriate, and the name or style of the company for whom appointed inscribed thereon; when any such company shall file in the office of the Secretary of State a notice that it no longer requires the service of such policeman, his power as such shall cease and determine.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 154.

An Act to amend an act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades," approved March twenty-second, one thousand nine hundred.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 5
amended.

1. Section five of the act of which this act is amendatory be and the same hereby is amended to read as follows:

5. The said board of commissioners shall have power to acquire, maintain and make available for use as a public park the lands located as aforesaid, and for this purpose shall have power to take in fee or otherwise, by purchase, gift, devise or eminent domain, the said lands or any of them, and any rights, interests and easements therein; they shall also have power to acquire by purchase, gift or devise, but not by eminent domain, for the purposes herein set forth, any lands on the top of the palisades, and to receive by gift, contribution or bequest, moneys, stocks, bonds, securities or other property, and to own, hold, invest or otherwise use the same; deeds of conveyance for such lands shall be made to said board of commissioners by its corporate name, and it shall be the duty of said board to preserve, care for, lay out and improve the said park and to make rules and regulations for the use and government of the same; and to prescribe a penalty or penalties for violation thereof, either by imprisonment, not exceeding five days, or by fine, not exceeding fifty dollars, or both; and to make rules for the use and government of the same; said board shall have power also to lay out, construct and maintain roads, pathways and boulevards upon, across and over the said park, to lay out, construct and maintain roads between and connecting any separated portions of said park, and for this purpose to acquire rights of way upon and across any intervening lands, and to lay out, construct and maintain roads and ways connecting the roads and ways within said park with other public roads outside of and adjacent thereto; and said board of commissioners shall, in laying out and maintaining said park, have regard to the laying out and maintenance of such park as may be established by the State of New York along the palisades and Hudson river, and shall lay out and maintain said park in such manner that it, together with such park as may be established by the State of New York, shall form, so far as may be, a continuous park, the intention of this act being to provide, in conjunction with the State of New York, for the establishing of a park along the front of the palisades, from Fort Lee in this State to the termina-

Power to acquire land for parks.

Conveyance.

Penalties.

Roads, walks, etc.

Rights of way.

Continuous park in conjunction with New York.

Park along Palisades.

tion thereof in New York, and thereby preserving the scenic beauty of the palisades.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 155.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

May sell
water.

1. It shall be lawful for any municipality in this State owning and controlling its own water supply, to make any contract or contracts for the sale and delivery of a supply of water to any person or corporation, either within or without the territorial limits of such municipality, which contract or contracts may be made to run for any period of time agreed upon between such municipality and the purchaser or purchasers of such supply, but not exceeding twenty-five years; *provided, however,* that before a contract for the sale or delivery of a supply of water to any person or corporation outside of the territorial limits of such municipality shall be made, such consent of the municipality wherein such purchaser may be located as is now required by law shall be obtained.

Proviso.

Contracts
validated.

2. Any contract or contracts for the sale and delivery of a supply of water to any person or corporation heretofore made by any municipality for any period not in excess of the limitation herein contained are hereby validated and confirmed, notwithstanding that such contract or contracts may have been made for any period or periods in excess of any limitation imposed by law thereon; *provided,* that this act shall not apply to any contract or contracts that are now in course of litigation,

Proviso.

and shall not be pleaded in bar of any action now pending at law or in equity involving water contracts between any municipality and any person, firm or corporation.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 156.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. When any sidewalk improvement shall be made by any municipality, the governing body thereof, before confirming the report of the officer in charge of such improvement, shall give notice to the owner or owners named in said report of the time and place that said governing body will examine the same. Such notice shall be given as to time and manner of service as is now required to be done by said governing body before considering a report of assessments for benefits for any local improvements. Failure to mail the notice required shall not invalidate the proceedings.

Assessment
for sidewalk
improvements.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 157.

An Act to amend "An act to further amend 'An act to enable counties which have no county hospitals to assist in maintaining hospitals located in such county,' " approved April twenty-sixth, one thousand eight hundred and eighty-six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act to which this is an amendment shall be and the same is hereby amended to read as follows:

County hos-
pitals.

1. It shall and may be lawful for the board of chosen freeholders of any county of this State which has no hospital located therein maintained by such county other than the hospital or sick ward of the county poor home, or other than a county tuberculosis hospital or sanatorium, or other than a county hospital or sanatorium for the insane, or other than a hospital for contagious or infectious diseases, to make an appropriation of a sum of money not exceeding one hundred and twenty-five thousand dollars each year, in the same manner that appropriations for other county purposes are made, which sum so appropriated shall be included in the annual tax levy of such county, and collected in the same manner and at the same time as other county taxes, and shall be applied to the purpose of supporting and maintaining such patients as may be sent to any hospital or hospitals supported by private charity and located in such county; *provided*, that the sum so appropriated be used and applied for the benefit, comfort and maintenance of such patients, inmates of such hospital, as are residents of said county at the time of being sent to said hospital.

Appropriation.

Raised by
taxation.

Proviso.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 158.

An Act to amend an act entitled "An act for the protection of deer," approved March twenty-seventh, one thousand nine hundred and twelve.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act to which this act is amendatory be and is hereby amended so as to read as follows:

Section 1 amended.

1. It shall be unlawful for any person to hunt for, pursue, shoot at, take, kill, wound, or attempt to take, kill or wound, any wild deer in this State except on the last two Wednesdays in December and the first two Wednesdays in January of each year, or to kill in any one year more than one deer. It shall be unlawful at all times hereafter for any person to hunt for, shoot at, take, kill or wound, or attempt to take, kill or wound, any doe or deer except a deer having horns visible above the hair; *provided*, that the owner or lessee of any land under cultivation, or the authorized agents of such owner or lessee, may kill deer at any time that said deer may be found upon said land under cultivation of any such owner or lessee. The carcass of any deer killed while trespassing as aforesaid shall become the property of the Fish and Game Commission, and may be removed and disposed of in such manner as the said commission shall direct. For the purpose of this act, land under cultivation shall be construed to mean pasture fields seeded with cultivated grass or land on which planted crops are growing. Any person violating any of the provisions of this section shall be liable to a penalty of one hundred dollars for each offense.

Season for wild deer.

Does.

Proviso.

Carcass.

What meant by cultivation.

Penalty.

1-A. Any person who shall kill a deer in this State at any time under any provision of this act who shall fail to report the same within forty-eight hours to the Board of Fish and Game Commissioners, at Trenton, or the fish and game warden of the county in which such deer was killed, shall be liable to a penalty of one hundred dollars.

Failure to report killing.

Penalty.

Section 2
amended.

Season and
protection of
deer.

Penalty.

Possession
as evidence.

Proviso.

2. Section two of the act to which this act is amendatory be and is hereby amended so as to read as follows:

2. It shall be unlawful to have in possession in this State any wild deer except on the last two Wednesdays in December and the first two Wednesdays in January of each year, under a penalty of one hundred dollars for each deer or part of a deer so had in possession. It shall be unlawful to have in possession at any time any doe or any deer, except a deer with horns visible above the hair under a penalty of one hundred dollars for each doe or deer or part of a doe or deer so had in possession. The having in possession of any wild deer during the time and periods prohibited in this act, or the having in possession at any time of any doe or deer not having horns visible above the hair shall be prima facie evidence in all courts and places of the fact that such wild doe or deer is in possession unlawfully; *provided*, that this act shall not apply to deer killed on game preserves, the owners or lessees of which are licensed by the Board of Fish and Game Commissioners, or to deer coming from another State, which is properly tagged, showing where the same was killed.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 159.

An Act to enable counties which have no county home and hospital for the care, treatment and cure of crippled children to assist in maintaining homes and hospitals for that purpose located in such county.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Hospital
for crippled
children in
counties.

1. It shall and may be lawful for the board of chosen freeholders of any county of this State which has no home and hospital located therein maintained by such

county for the care, treatment and cure of crippled children to make an appropriation of a sum of money not exceeding thirty thousand dollars (\$30,000) each year, in the same manner that appropriations for other county purposes are made, which sum so appropriated shall be included in the annual tax levy of such county, and collected in the same manner and at the same time as other county taxes, and shall be applied to the purpose of supporting and maintaining such patients as may be sent to any home and hospital or homes and hospitals for the care, treatment and cure of crippled children supported by private charity and located in such county; *provided*, that the sum so appropriated be used and applied for the benefit, comfort and maintenance of such patients, inmates of such home and hospital, as are residents of said county at the time of being sent to said home and hospital.

Appropriation.

Raised by taxation.

Proviso.

2. If funds sufficient to meet any appropriation made under this act are not otherwise available, the same shall be raised by the county by means of an issue of emergency notes or emergency bonds pursuant to the provisions of section twenty-five of chapter 192 of the Laws of 1917, entitled "An act concerning municipal and county finances," and the statutes supplemental thereto and amendatory thereof.

Bonds may be issued.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 160.

An Act concerning fraternities, sororities and secret societies in the public schools of this State.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. For the purpose of this act, a fraternity, sorority or secret society in the public schools of this State is defined to be an organization composed in whole or in part of public school pupils, which seeks to organize and perpetuate itself by taking in members from among the

School secret societies defined.

pupils enrolled in such school in which they are students, upon the basis of decision of the membership of such organization, rather than from the free choice of any pupils in such school, who are otherwise qualified to fill the special aims of such organization.

Declared
harmful.

2. Such fraternity, sorority or secret society of public school pupils is hereby declared to be an organization inimical to the good of the school system and to the democratic principles and ideals of public education and to the public good.

Forbidden.

3. From and after the passage of this act, no secret fraternity or sorority shall be formed or maintained in any public high school in this State.

Notification
to pupils and
parents.

4. It shall be the duty of the board of education of any school district in which such an organization may exist, within sixty days after the passage of this act, to notify the parents and pupils of said school district of the terms of this act and further to adopt rules and regulations providing for the necessary disciplinary measures to enforce this act.

Normal
schools ex-
cepted.

5. This act shall not in any manner be construed to apply to any normal schools of the State.

6. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 161.

An Act to amend an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 18
amended.

1. Section eighteen of the act of which this act is amendatory be and the same is hereby amended to read as follows:

18. The fiscal year of the State Highway Commission shall begin on the first day of January in each year, beginning with the year one thousand nine hundred and twenty-three, and shall end on the thirty-first day of December of such year. At the end of each fiscal year, and on the thirtieth day of June during each such year, the State Highway Commission shall make to the State Comptroller a full financial report showing the available unexpended balances in the several accounts, also all outstanding liabilities under contracts or other financial obligations to counties, municipalities, person, firm or corporation.

Fiscal year.

Report.

Approved March 11, 1922.

CHAPTER 162.

An Act to amend an act entitled "Supplement to an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," approved April twentieth, one thousand nine hundred and twenty, being chapter 240 of the Laws of 1920.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this act is an amendment is hereby amended to read as follows:

Section 1 amended.

1. The governing body or other body having control of the streets of each and every municipality in this State shall have power by ordinance to regulate and restrict the location thereafter of trades, industries and residences, and the subsequent location of buildings designed for a specified use in any designated area, and may divide the municipality into districts of such number, shape and area as it may deem best suited to carry out the purposes of this act. Such regulations may provide that certain kinds of dwelling houses and tenement

Location of trades and industries.

Zoning.

Regulations.

- houses shall be restricted to specified parts of such municipality, or shall be excluded from specified parts of such municipality, or that dwelling houses or tenement houses situated in specified parts of such municipality shall conform to certain regulations in respect to their construction or use which do not apply to such buildings in other parts of such municipality. For each such district regulations may be imposed designating the trades and industries that shall be excluded or subjected to special regulations and designating the uses for which buildings may not be erected or altered. Such regulations shall be designed to promote the public health, safety and general welfare. The governing body shall give reasonable consideration, among other things, to the character of the district, its peculiar suitability for particular uses, the conservation of property values, and the direction of building development in accord with a well considered plan; *provided, however*, no such ordinance shall become effective in any municipality until after a public hearing, notice of which has been published for not less than two weeks in one or more newspapers of general circulation printed and published in such municipality, and if there be no newspaper printed and published in such municipality, then in one or more newspapers having a general circulation in such municipality.
- Uses.**
- Consideration.**
- Proviso.**
- Section 2 amended.**
- Penalty prescribed.**
2. Section two of the act to which this act is an amendment is hereby amended to read as follows:
 2. Said governing body shall have power to prescribe the penalty for any violation of such ordinance, subject, however, to the limitations contained in section seven (7) of article X of the act to which this is a supplement.
 3. This act shall take effect immediately.
- Approved March 11, 1922.

CHAPTER 163.

A Supplement to an act entitled "A general act relating to boroughs" (Revision of 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. It shall be lawful for the borough council of any borough having a population of at least ten thousand to issue certificates of indebtedness to run for a period not exceeding five years, and to bear interest at a rate not exceeding six per centum per annum, and to an amount not exceeding fifteen thousand dollars, for the purchase of land within the limits of such municipality and the construction and erection thereon of a monument as a permanent memorial commemorative of the services of soldiers and sailors of the United States in the late World War.

Memorial in boroughs.

Amount to be used.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 164.

A Further Supplement to an act entitled "An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates or water rents in cities of this State, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to provide for the sale of lands subjected to further taxation and assessment," passed March thirtieth, eighteen hundred and eighty-six.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Extending
time for filing
affidavits and
proofs of
service.

1. Where the purchaser, his legal representatives or assigns, have omitted to file the affidavits and proofs of service of notice or of mailing and publication required by the act to which this is a supplement thereto and any of the supplements thereto, within the time now required by law, such affidavits and proofs may be filed any time within two months after the passage of this act with like force and effect as if filed within the time heretofore required by law.

Repealer.

2. All acts and parts of acts so far as they conflict herewith be and the same are hereby repealed, and this act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 165.

An Act to allow receivers, assignees, guardians, committees, trustees, executors and administrators to include in the lawful expense of executing their trusts such reasonable sums paid for safe deposit box rental for the safekeeping of securities of the trust as may be allowed by the court.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any receiver, assignee, guardian, committee, trustee, executor or administrator may include as a part of the lawful expense of executing his trust such reasonable sum paid to a bank, trust company or safe deposit company organized under the laws of this State, or to a national bank doing business in this State, for safe deposit box rental for the safekeeping of the securities of the trust, as may be allowed by the court in which he is required to account.

Rental for safe deposit box included in expenses of settling estate.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 166.

An Act to amend an act entitled "An act concerning trust companies (Revision of 1899)," approved March twenty-fourth, eighteen ninety-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section fourteen of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 14 amended.

Examining
committee of
trust com-
panies.

Report.

Certified ac-
countants
employed.

Proviso.

14. The board of directors of each trust company shall from time to time appoint from its members an examining committee, whose duties shall be to examine the condition of the company at least once every six months, or oftener if required, by the board; and such committee shall, after each examination forthwith, report to the board, giving in detail all items included in the assets of the trust company which they have reason to believe are not of the value of which they appear on the books and records of the company, and giving the value in their judgment of each of such items; and the board shall cause said report to be recorded in the minute books of the company; the examining committee, by authority of the board of directors, may employ certified accountants to assist them in making such examination, and may use the results of the work of such certified accountants in the preparation of the report of the committee to be made to the board; *provided, however*, that nothing herein contained shall be construed to relieve the examining committee from the obligation to determine and report upon the value of loans, securities, commercial paper and other assets of the bank.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 167.

An Act to amend an act entitled "An act concerning banks and banking (Revision, 1899)," approved March twenty-fourth, eighteen hundred and ninety-nine, as supplemented by act approved March twenty-second, nineteen hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 2
amended.

1. Section two of the act of which this act is an amendment be and the same hereby is amended to read as follows:

Extent of
liabilities.

2. The total liabilities to any bank of any person or of any company, corporation or firm for money bor-

rowed, including in the liabilities of a company or firm the liabilities of the several members thereof, shall, except as hereinafter provided, at no time exceed ten per centum of the aggregate amount of the capital stock of such bank actually paid in and unimpaired, and of the unimpaired permanent surplus fund of such bank; *provided*, that the provisions of this section shall not be construed to apply to loans made by any bank to any county, city, town, township, borough or municipality of this State.

Proviso.

The following shall not be considered as money borrowed within the meaning of this section, namely:

Exceptions as to liability.

(a) The discount of bills of exchange drawn in good faith against actually existing values, including drafts and bills of exchange secured by shipping documents conveying or securing title to goods shipped, and including demand obligations when secured by documents covering commodities in actual process of shipment and also including bankers' acceptances which are eligible for rediscount with any Federal Reserve Bank.

Discount of drafts, bills of exchange, etc.

(b) The discount of commercial or business paper of other makers actually owned by the person, company, corporation or firm negotiating the same.

Discount of commercial paper.

(c) The discount of notes secured by shipping documents, warehouse receipts or other such documents conveying or securing title covering readily marketable nonperishable staples, including live stock, when the actual market value of the property securing the obligation is at any time not less than one hundred and fifteen per centum of the face amount of the notes secured by such documents and when such property is fully covered

Discount of notes, warehouse receipts, etc.

by insurance; *provided*, that the total liabilities to any such bank of any person or of any corporation, firm or company, or the several members thereof, for money borrowed under the conditions of this exception, together with money borrowed and not included in any of the other exceptions set forth in this section, shall not at any time exceed twenty-five per centum of such capital stock and surplus fund of any such bank. This exception shall not apply to the notes of any such person, corporation, firm or company, or the several members thereof for more than six months in any consecutive twelve months.

Proviso.

Extent of exception.

Discount of
U. S. securi-
ties.

(d) The discount of any note or notes secured by bonds or notes of the United States issued after April twenty-fourth, one thousand nine hundred and seventeen, or certificates of indebtedness of the United States of a par value of not less than the amount of such notes; *provided*, that the total liabilities to any such bank of any person or of any corporation, firm or company, or the several members thereof, for money borrowed upon notes secured as set forth in this exception, and for money borrowed as provided in this section and not included in any of the other exceptions thereto shall together not exceed twenty per centum of such capital stock and surplus fund of any bank.

Proviso.

Discount of
collateral
security.

(e) The discount of paper based on collateral security, or the buying and loaning upon promissory notes and other evidences of indebtedness which shall be secured by mortgage upon lands, by securities mentioned in exception (d), or by other securities, the actual market value of which other securities shall at all times exceed by at least ten per centum the amount loaned upon the same.

2. This act shall take affect immediately.

Approved March 11, 1922.

CHAPTER 168.

An Act to amend an act entitled "A supplement to an act entitled 'An act to provide for the regulation and incorporation of insurance companies, and to regulate the transaction of insurance business in this State,' approved April third, one thousand nine hundred and two," which supplemental act was approved April fifteenth, one thousand nine hundred and seven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act to which this is an amendment is hereby amended to read as follows:

1. On and after the first day of January, nineteen hundred and eight, no policy of life insurance shall be issued by any domestic company or be issued or delivered within this State to any resident thereof by any foreign company, unless the same shall contain the following provisions:

Policies must contain certain provisions.

First. A provision that all premiums shall be payable in advance at the home office of the company, or to an agent of the company, upon delivery of a receipt, signed by one or more of the officers who shall be named in the policy and countersigned by the agent; any policy may contain a provision that the policy itself shall be a receipt for the first premium.

Payment of premiums.

Second. A provision for one month's grace for the payment of each premium after the first, subject to an interest charge, during which month the insurance shall continue in force, provided the overdue premium shall be paid within the said month.

Month's grace for payments.

Third. A provision that the policy shall constitute the entire contract between the parties and that after it has been in force during the lifetime of the insured a specified time, not later than two years, from its date, shall be incontestable, except for nonpayment of premiums and for violation of its express conditions, if any, relating to hazardous travel, residence or occupation, in which case the liability of the company may be limited to a definitely determinable reduced amount, which shall not be less than the full reserve for the policy and any dividend additions.

When policy incontestable.

A company may issue a special form of policy on the life of a person employed in an occupation or residing in a location classed by the company as hazardous or as liable to lead to hazardous employment or residence, which may provide that service in certain designated occupations or residence in certain designated localities shall reduce the company's liability under the policy to a definitely determinable amount not less than the full reserve for the policy and any dividend additions.

Special policy in hazardous cases.

Fourth. A provision that the policy shall contain the entire contract between the parties, and nothing shall be incorporated therein by reference to any constitution, by-laws, rules, application or other writing unless

Policy to contain entire contract.

the same are endorsed upon or attached to the policy when issued, and all statements purporting to be made by the insured shall, in the absence of fraud, be deemed representations and not warranties. Any waiver of this provision shall be void.

If age understated.

Fifth. A provision that if the age of the insured has been understated the amount payable under the policy shall be such as the premium would have purchased at the correct age.

Policy to participate in surplus.

Sixth. A provision that the policy shall participate in the surplus of the company, and that, beginning not later than the fifth policy year, the company will, at uniform intervals, not less than one nor more than five years, to be specified in the policy, determine and account for the portion of the divisible surplus accruing on the policy, and that the owner of the policy shall have the right to have the dividend arising from such participation paid in cash at the end of the then current policy year; *provided*, no other dividend option given in the policy or in the dividend notice shall have been duly elected; *and provided*, that no part of any yearly premium on said policy for the ensuing policy year remains unpaid. (The use of the last above proviso is optional with the company.)

Proviso.

Proviso.

Exceptions.

This sixth provision shall not be required in non-participating policies nor in policies issued on under-average or substandard lives, nor in insurance issued or granted in exchange for lapsed or surrendered policies.

Paid-up policies.

Seventh. A provision, which, in event of default in premium payments after premium shall have been paid for three years, shall secure to the owner of the policy a stipulated form of insurance, the net value of which shall be at least equal to the entire reserve held by the company on the policy (specifying the mortality table and rate of interest adopted for computing such reserve), less a specified percentage, not more than three (3) of the amount insured by the policy, including dividend additions thereto, if any, and less any outstanding indebtedness to the company on the policy. The specified percentage referred to above need not be stated for

the policy years included in the table of surrender values required by this act.

This provision shall not be required in term policies of twenty years or less. Exception.

Eighth. A table showing in figures the loan value, if any, and the surrender value or options available under the policy each year upon default in premium payments, during at least the first twenty years of the policy, beginning with the year in which such values and options become available. Loan and surrender values.

Ninth. A provision that if, in event of default in premium payments, the value of the policy shall have been applied to the purchase of other insurance, and if such insurance shall be in force, and the original policy shall not have been surrendered to the company and canceled, the policy may be reinstated within three years from such default, upon evidence of insurability satisfactory to the company and payment of arrears of premiums, together with compound interest on such premiums and on all liens, if any. Reinstatement of policy securing other insurance.

Tenth. A provision that when a policy shall become a claim by the death of the insured settlement shall be made either immediately upon, or within a specified period not more than two months after receipt of due proof of death. Settlement after death.

Eleventh. A table showing the amounts of installments, if any, in which the proceeds of the policy may be payable. Table of installments.

Twelfth. A descriptive title on the first page of the policy. Title.

Any of the foregoing provisions or portions thereof relating to premiums not applicable to single premium policies, shall to that extent not be incorporated therein. Certain provisions omitted.

Any policy may be issued or delivered in this State which in the opinion of the Commissioner of Banking and Insurance contains provisions more favorable to the policyholder than hereinbefore required. More favorable policies issuable.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 169.

A Supplement to an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

County roads
may be curbed,
paved, etc.

1. Every board of chosen freeholders may by resolution direct that any county road or portion thereof located within any municipality within the county or lying between and being the boundary line of any two municipalities within said county, be improved by the construction of curbs, gutters and pavements, or either of them, in such manner as the said board by resolution shall direct, and shall be authorized to take over lands by condemnation or otherwise for the widening or straightening of said roads or for the realignment of same; *provided, however,* that the governing body of the municipality, or where said road shall be a boundary line as above stated, the governing body of the two municipalities shall make application to the said board for an improvement to be made under this section, and shall undertake as a condition of the improvement that the municipality or municipalities shall pay such portion of the costs of the improvement and of the expense of the widening or straightening of said road, or for the realignment of same, as may be agreed upon; and whenever such municipality or municipalities shall make application for said improvement, such municipality shall proceed in like manner, as for the making of a local or general improvement, as the case may be, and as the terms "local" and "general" are defined in a certain act of the Legislature of the State of New Jersey entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen, except that, notwithstanding any other statutory provision, advertising for or receiving bids for the making of such improvement shall not be required, but, in lieu thereof, such municipality or municipalities, upon

Proviso.

Procedure.

Exception.

the approval of such proceedings by the board may enter into a contract with said board for the making of such improvement and for the payment to the county of the cost of said improvement as fixed in such contract. The work of said improvement shall be done under the direction and supervision of said board of chosen freeholders.

Contract.

Supervision.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 170.

Supplement to an act entitled "An act for the assessment and collection of taxes" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Where any land, used for public purposes, belonging to one municipality extends into an adjoining municipality and by reason of the forming of a new county, or the annexation of territory from one county to another, a portion of said land is thereby located in a different county from that in which the municipality owning said land is located, said land, together with the improvements thereon shall be exempt from taxation; *provided, however,* that the area of said land so extending into the adjoining municipality in another county shall not exceed five acres in area.

Certain land exempt from taxation.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 171.

A Supplement to an act entitled "An act to amend the title and body of an act entitled 'An act to provide for the purchase of sites for the erection and equipment of armories in counties of the third class, and making appropriations therefor, and to provide for the taking of real estate for such sites by a commission in case same cannot be purchased by agreement,' approved June eighteenth, one thousand nine hundred and seven," which said amendment was approved April seventh, one thousand nine hundred and nine, and is known as chapter fifty-two, page seventy-four, of the Pamphlet Laws of one thousand nine hundred and nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Appropriation
for armory at
Mt. Holly.

1. The sum of fifty thousand dollars, or as much thereof as may be necessary, be and the same hereby is appropriated out of the State fund, when included in any annual appropriation bill, for the erection and construction of an armory at Mount Holly, Burlington county, pursuant to chapter two hundred and fifty-four, page six hundred and forty-four, of the laws of one thousand nine hundred and seven, as amended by chapter fifty-two, page seventy-four, of the laws of one thousand nine hundred and nine.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 172.

An Act to authorize incorporated towns to provide for the payment of a pension upon the death of any member of the police force of such town from injuries received in the performance of his duty as a police officer.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Authority is hereby conferred upon the governing body of any incorporated town by ordinance to provide for the payment of an annual pension upon the death of any police officer of such town who has heretofore died or may hereafter die from injuries received in the performance of his duty as a police officer; such pension shall not exceed annually the annual salary of such deceased officer at the time of his death, and shall be paid in semimonthly installments. Pension on death of injured policeman.

2. Such pension shall be paid as follows: In case there be a widow and children of such deceased officer, such pension shall be paid to the widow for the use of herself and the children; and in case there be children and no widow of such deceased officer, then such pension shall be paid to such of the children as have not attained the age of sixteen years, in equal shares; *provided*, that if there are only two such children, the pension hereby provided for shall in no event exceed the sum of fifty dollars per month for each child; and if there be only one child, the sum of seventy-five dollars per month; *provided, further*, that if any such widow shall remarry, then no part of such pension shall be paid to her, but such pension may then be paid as if the said deceased officer had died leaving him surviving a minor child or children under the age of sixteen years and no widow; *provided, further*, that no pension shall be paid under this grant of power after the death of the widow and the arrival at the age of sixteen of all of the children of any such deceased officer. How paid.

Proviso.

Proviso.

Proviso.

How pension-
disbursed.

3. Any pension granted pursuant to the provisions of this act shall be disbursed by the pension commission or other board, if any, in such town having the control and management of any pension fund for retired policemen; and if there be no such body or board in such town, then by the governing body thereof; and where in such town there exists a fund applicable to the payment of pensions upon the death of policemen who have lost their lives in the performance of duty, money applicable to the payment of any such pension shall, to the extent thus applicable, be used in the payment of any pension provided for by this act; and in case there be no money in such fund, or in case there be not sufficient money in said fund, for the purpose aforesaid, to pay any pension granted under this act, the said governing body shall, as and when required, include in the tax levy and caused to be raised by taxation a sum sufficient fully to pay any pension allowed under this act.

Funds may
be raised by
taxation.

4. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 173.

An Act to amend an act entitled "A supplement to an act entitled 'An act to tax the transfer of property of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases, approved April twentieth, one thousand nine hundred and nine,' approved March twenty-sixth, one thousand nine hundred and fourteen."

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act referred to in the title of this act is hereby amended to read as follows:

1. Whenever a foreign executor, administrator or trustee shall desire to transfer stock in a New Jersey

Section 1
amended.

Transfer of
stock of non-
resident de-
cedent.

corporation, owned by a nonresident decedent, it shall and may be lawful for the Comptroller of the Treasury of this State to issue a waiver for the transfer of said stock upon such foreign executor, administrator or trustee paying to the Comptroller of the Treasury an eight per centum tax, based upon the full value of the said shares of stock or property. If after said transfer it shall be ascertained by the Comptroller of the Treasury, that the said stock or property was not liable to said full eight per centum of tax, said Comptroller of the Treasury shall by his check pay to said executor, administrator or trustee the amount overpaid to the State Comptroller. For the purpose of carrying into effect the provisions of this act, the Comptroller of the Treasury is hereby expressly authorized to maintain a separate fund, into which shall be paid the amount of taxes as aforesaid, and when the exact or precise tax which the stock or property in New Jersey is liable for shall have been ascertained, the Comptroller of the Treasury shall pay to the Treasurer of the State of New Jersey the amount of said tax so ascertained to be due.

Rate.

Overpayment
refunded.Separate tax
fund kept.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 174.

An Act to amend an act entitled "An act to tax the transfer of property, of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, one thousand nine hundred and nine.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act to which this act is an amendment is hereby amended to read as follows:

Section 1
amended.

Transfer tax
on decedent's
property.

1. A tax shall be and is hereby imposed upon the transfer of any property, real or personal, of the value of five hundred dollars or over, or of any interest therein or income therefrom, in trust or otherwise, to persons or corporations, except as hereinafter provided, in the following cases:

Resident of
State.

First. When the transfer is by will or by the intestate laws of this State from any person dying seized or possessed of the property while a resident of the State.

Nonresident.

Second. When the transfer is by will or intestate law of real property within this State, or of goods, wares and merchandise within this State, or of shares of stock of corporations of this State or of national banking associations located in this State, and the decedent was a nonresident of the State at the time of his death.

Property to
be transferred
after death.

Third. When the transfer is of property made by a resident, or is of real property within this State, or of goods, wares and merchandise within this State, or of shares of stock of corporations of this State or of national banking associations located in this State, made by a nonresident, by deed, grant, bargain, sale or gift made in contemplation of the death of the grantor, vendor or donor, or intended to take effect in possession or enjoyment at or after such death. Every transfer by deed, grant, bargain, sale or gift, made within two years prior to the death of the grantor, vendor or donor, of a material part of his estate, or in the nature of a final disposition or distribution thereof, and without an adequate valuable consideration, shall, in the absence of proof to the contrary, be deemed to have been made in contemplation of death within the meaning of this section.

Prior trans-
fers.

Estate in ex-
pectancy.

Fourth. When any person or corporation comes into the possession or enjoyment, by a transfer from a resident or from a nonresident decedent, when such nonresident decedent's property consists of real property within this State or of shares of stock of corporations of this State or of national banking associations located in this State, of an estate in expectancy of any kind or character which is contingent or defeasible, transferred by an instrument taking effect after the passage of this act, or of any property transferred pursuant to a power

of appointment contained in any instrument taking effect after the passage of this act.

Fifth. Whenever property, real or personal, is held in the joint names of two or more persons, or is deposited in banks or other institutions or depositaries in the joint names of two or more persons and payable to either or the survivor, upon the death of one of such persons, the right of the surviving joint tenant or joint tenants, person or persons, to the immediate ownership or possession and enjoyment of such property shall be deemed a transfer taxable under the provisions of this act in the same manner as though the whole property to which such transfer relates belonged absolutely to the deceased joint tenant or joint depositor and had been devised or bequeathed to the surviving joint tenant or joint tenants, person or persons, by such deceased joint tenant or joint depositor by will, excepting therefrom such part thereof as may be proved to the satisfaction of the Comptroller of the Treasury by the surviving joint tenant or joint tenants, person or persons, to have originally belonged to him or them and never to have belonged to the decedent; *provided, however*, that in the case of a nonresident decedent this paragraph shall apply only to real property within this State, goods, wares and merchandise within this State, shares of stock of corporations of this State or shares of stock of national banking associations located in this State.

All taxes imposed by this act shall be at the rate of eight per centum upon the clear market value of such property, except as hereinafter provided, to be paid to the Treasurer of the State of New Jersey, for the use of said State, and all administrators, executors, trustees, grantees, donees or vendees, shall be personally liable for any and all such taxes until the same shall have been paid as hereinafter directed, for which an action of debt shall lie in the name of the State of New Jersey. In determining the clear market value of such property the following deductions and no others shall be allowed: Debts of the decedent owing at the date of death; *providing, however*, that in the case of a resident decedent there shall not be allowed a debt of said resident decedent owing for or secured by property outside of this

Transfer of property or accounts held jointly.

Exception.

Proviso.

Rate of tax payable to State.

Deductions in ascertaining market value.

State except when the property for which the debt is owing or for which it is secured is subject to the tax imposed by this act, or except when the foreign debt exceeds the value of the property securing it or for which it was contracted, when the excess may be deducted, a reasonable sum for funeral expenses and last illness, such proportion of the State, county and municipal taxes for the current fiscal year upon the property as the elapsed portion of the said year bears to a full calendar year, the ordinary expenses of administration, including the ordinary fees allowed executors and administrators and the ordinary fees of their attorneys, the amount due or paid the government of the United States as a Federal estate tax; *provided*, that the amount of such Federal estate tax allowable herein as a deduction shall be limited to a computation thereof, commencing at the primary rates, made by the Comptroller of the Treasury of this State upon his own valuations of that portion of such property only, the transfer of which is taxable under the provisions of this act, by applying to such valuations the exemptions and rates of the Federal estate tax in force at the date of death; *provided further, however*, that where the Federal estate tax so computed shall exceed the amount of the tax actually levied by the Federal Government, the amount so computed shall be disregarded and the amount so levied by the Federal government shall be allowed.

Proviso.

Proviso.

Property for public use exempted.

Rates taxed on transfers.

Property passing to or for the use of the State of New Jersey, or to or for the use of a municipal corporation within the State of New Jersey, or other political subdivision thereof, for exclusively public purposes shall be exempt from taxation under this act. Property passing to churches, hospitals and orphan asylums, public libraries, Bible and tract societies, religious, benevolent and charitable institutions and organizations, a father, mother, brother or sister of a decedent, wife or widow of a son of a decedent, or the husband of a daughter of a decedent, shall be taxed at the rate of five per centum. Property passing to a husband, wife, child or children or to the issue of any child or children of a decedent, shall be taxed at the rate of one per centum on any amount in excess of five thousand dollars, up to fifty thousand

dollars; one and one-half per centum on any amount in excess of fifty thousand dollars, up to one hundred and fifty thousand dollars; two per centum on any amount in excess of one hundred and fifty thousand dollars, up to two hundred and fifty thousand dollars; and three per centum on any amount in excess of two hundred and fifty thousand dollars. Property passing to a child or children of any decedent, adopted in conformity with the laws of this State, or of any of the United States, or of any foreign kingdom or nation, or to the issue of any such child or children, shall be taxed at the same rate and with the same exemption up to five thousand dollars allowed to a child or children born in lawful wedlock, or to the issue of any such child or children; *provided, however*, that nothing in this act contained shall be construed to repeal or in anywise impair the provisions of an act entitled "An act to provide for the payment to counties of five per centum of transfer taxes collected," approved April twenty-first, one thousand nine hundred and nine, but the said act shall remain in full force and effect as though this act had not been passed.

Adopted children.

Proviso.

2. Section five of the act to which this act is an amendment is hereby amended to read as follows:

Section 5 amended.

5. All taxes imposed by this act shall be due and payable at the death of the testator, intestate, grantor, donor or vendor, unless in this act otherwise provided, and if not paid within one year from the date of the death of the testator, intestate, grantor, donor or vendor, such tax shall bear interest at the rate of ten per centum per annum, to be computed from the expiration of one year from the date of the death of such testator, intestate, grantor, donor or vendor, or until the same is paid, and in all cases where the executors, administrators, grantees, donees, vendees or trustees do not pay such tax within one year from the death of the decedent, they shall be required to give a bond to the State of New Jersey in double the amount of the tax, conditioned to pay said tax, and any interest which may fall due thereon, said bond to be approved as to the form and sufficiency thereof by the Comptroller of the Treasury of this State.

When tax payable.

Bond to secure payment of unpaid taxes.

Taxes a lien.

All taxes levied and assessed under this act shall be and remain a lien on all property owned by the decedent as of the date of death until paid or secured by bond, as provided for in the several provisions of this act.

Section 9 amended.

3. Section nine of the act to which this act is an amendment is hereby amended to read as follows:

Payment to State within 30 days.

9. Any sum of money retained by any executor, administrator or trustee, or paid into his hands for any tax due under this act, shall be paid by him, within thirty days thereafter, to the Treasurer of this State, and the person so paying shall be entitled to receive a receipt signed by the Treasurer of this State and countersigned by the Comptroller thereof, for such payment, which receipt shall be a proper voucher in the settlement of the account of any such executor, administrator or trustee.

Receipt.

Statement to executors, etc.

Whenever the tax and interest chargeable has been paid in full or secured by bond, as is provided for in the several provisions of this act, or whenever any estate is determined by the Comptroller of the Treasury to be exempt from the payment of any inheritance tax to the State of New Jersey, there shall be issued to the executor, administrator or other proper representative of the estate, a statement of the fact in such form as may be adopted by the Comptroller of the Treasury, which statement shall include a concise but definite description of the real property disclosed in the proceeding and shall be signed by the Comptroller. Such statement may also be recorded in the clerk's office of the county in which said real property is situated, in the book which shall be kept by the clerk for such purpose, labeled "Inheritance Tax," for which recording and indexing the said clerk shall receive a fee at the same rates as those charged for recording deeds, mortgages, bills of sale, chattel mortgages and all other documents.

Statement recorded.

Section 23 amended.

4. Section twenty-three of the act to which this act is an amendment is hereby amended to read as follows:

Record kept by Comptroller.

23. The Comptroller of the Treasury of this State shall keep a record in his department of all returns made by appraisers, cash value of annuities, life estates and term of years, and the amount of all taxes assessed by him; in addition to the foregoing the said Comptroller

may enter in said books all other information and data which he may deem desirable or proper. All returns made by appraisers and all data otherwise gathered by the Comptroller of the Treasury, shall be considered as privileged communications and the same shall not be exhibited for inspection to any person or persons other than the executor or the administrator or a beneficiary entitled under the terms of the last will and testament or the intestate laws to share in the estate, or the duly authorized attorney of said executor, administrator or beneficiary. Nothing in this section shall be construed as prohibiting the use of such returns made by appraisers and all data otherwise gathered by the Comptroller in legal proceedings involving the assessment, collection or abatement of taxes provided for by the various inheritance tax statutes prevailing in this State.

Not public record.

Use of returns.

5. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 175.

A Supplement to an act entitled "An act providing for the hearing and determination of disputes or matters affecting the domestic relations and welfare of children and conferring jurisdiction upon the county Juvenile Courts," approved February eighteenth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In counties of this State where there is or may hereafter be established a County Juvenile Court, said court is hereby vested with concurrent jurisdiction to hear and determine disputes regarding the parentage, care, custody and maintenance of illegitimate children, as provided for in the act entitled "An act for the maintenance of bastard children" (Revision of 1898).

Jurisdiction extended to bastardy cases.

Complainant.

2. Complaint may be made by the mother of said child or by two disinterested citizens without the intervention of the overseer of the poor.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 176.

An Act to amend an act entitled "An act concerning promissory notes, bills of exchange and notaries public (Revision of 1877)," approved March twenty-seventh, one thousand eight hundred and seventy-four.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 13
amended.

1. Section thirteen of the act of which this is an amendment be and the same is hereby amended so as to read as follows:

Fees for
notaries and
justices.

13. It shall be lawful for every notary public or justice of the peace, for his whole services in making demand for payment or acceptance of a promissory note, bill of exchange, draft or check, making protest of the same, registering protest of the same and giving notice of dishonor to the persons entitled to receive the same, to take the following and no other fees, to wit: For making demand for payment or acceptance of a promissory note, bill of exchange, draft or check, protesting the same and registering protest of the same, two dollars; and for making and serving each and every notice of protest to be served on the persons entitled thereto, ten cents for each of said notices so made and served, with the addition of the cost of postage for each notice if sent by mail; and if any notary or justice shall charge any greater fees for the services mentioned than are herein allowed he shall forfeit and pay to the party from

Penalty for
overcharging.

whom he shall have taken the same the sum of twenty-five dollars, to be recovered in an action of debt, with costs of suit, before any court of competent jurisdiction.

2. All acts and parts of acts inconsistent herewith be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Approved March 11, 1922.

CHAPTER 177.

An Act to amend an act entitled "An act defining vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations," approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section twenty-eight of the act to which this is an amendment is hereby amended so as to read as follows: Section 28 amended.

28. Record of appeal, summary trial. Whenever an appeal shall be taken as aforesaid, it shall be the duty of the magistrate within ten days after defendant has completed his appeal to send all papers and all money, if any, deposited according with the provisions of this act and all money paid for costs of prosecution together with a transcript of the proceedings in the case to the Court of Common Pleas of the said county and the trial on appeal must be noticed for a hearing by said defendant for a day not more than thirty days after he has completed his appeal and in the event that the court be not On appeal all papers and moneys sent to court. Time for trial.

Notice of
appeal served.

Summary
hearing by
Common Pleas
Court.

in session then for a day as soon thereafter as the said court will fix to hear the same, by serving upon the attorney of the municipality wherein the alleged violation was committed, not more than twenty days after completing his appeal, a five days' written notice thereof, and in cases where the municipality has no attorney then upon the clerk thereof, and in cases where the arrest is made by a motor vehicle inspector or by a member of the State Constabulary, the aforementioned notice must within the same period of time be served upon the Attorney-General of the State either personally or by registered mail; and should the defendant fail to give the required notice of the trial on appeal to the person and within the time as hereinbefore provided, then the like proceedings may be had as would by the provisions of this act follow an appeal taken and a judgment of affirmance thereupon. The Court of Common Pleas, on appeal, shall, de novo, and in a summary way, try and determine all such appeals and in case the judgment or sentence of the magistrate shall be reversed on such appeal, the said Common Pleas Court shall order the return of all money deposited, as aforesaid, and all costs of prosecution paid by said defendant to said defendant.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 178.

An Act to amend "An act to amend an act entitled 'An act to amend an act entitled "A supplement to an act entitled 'A further supplement to the act entitled "An act to regulate fees,"' approved April fifteenth, one thousand eight hundred and forty-six, which supplement was approved April twenty-fourth, one thousand eight hundred and eighty-eight," and which amendment was approved March twentieth, one thousand nine hundred and sixteen, and which supplement was approved February eighteenth, one thousand nine hundred and eighteen,' " approved April twentieth, one thousand nine hundred and twenty, approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Said act be and the same is hereby amended to read Act amended. as follows:

1. In each county of this State, having a population exceeding two hundred thousand inhabitants and under three hundred and fifty thousand inhabitants, the court attendants or constables engaged in attending the Circuit Court, Court of Oyer and Terminer, Court of Common Pleas, and General Quarter Sessions of the Peace, shall receive and be paid in lieu of all fees, mileage or other allowances heretofore allowed, an annual salary of fifteen hundred dollars per annum for the first year of service, sixteen hundred dollars per annum for the second year of service, seventeen hundred dollars per annum for the third year of service, eighteen hundred dollars per annum for the fourth year of service, nineteen hundred dollars per annum for the fifth year of service, two thousand dollars per annum for the sixth year of service, and for each succeeding year of service, and such compensation shall be paid monthly by the col- Compensation of court attendants.

Proviso.

lector of such counties; *provided*, that this act shall not be construed as reducing the annual compensation of any constable or constables or court attendants now engaged in any court affected by the terms of this act.

Period of service.

2. In all cases where any court attendant or constable has already been serving, the time served shall be considered in fixing the salary to be paid to each court attendant or constable respectively.

Repealer.

3. All acts and parts of acts inconsistent herewith are hereby repealed.

Approved March 11, 1922.

CHAPTER 179.

An Act to incorporate the borough of New Milford, in the county of Bergen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Corporate name.

1. The inhabitants of that portion of the township of Palisades, in the county of Bergen, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the "Borough of New Milford," in the county of Bergen, and shall be governed by the general laws of this State relating to boroughs.

Boundaries of borough of New Milford.

2. The territorial limits of said borough shall be as follows:

Beginning at a point in the center line of the Hackensack river, which point is also in the center line of Golden Gate avenue, if the same were prolonged; thence running northerly along the center of said Golden Gate avenue, in a straight line extended over private lands to a point in a corner of the borough of Oradell, in the county of Bergen; thence in an easterly direction along the southerly boundary line of said borough of Oradell to a point in the southeasterly corner of the borough of Oradell and in the westerly boundary line of the borough

of Dumont; thence in a southerly direction along the westerly boundary lines of the boroughs of Dumont and Bergenfields, in the county of Bergen, to a point in the center of the New Bridge road, thence in a westerly direction along the center of the said New Bridge road, the several courses thereof, to a point in the center of the Hackensack river; thence northerly along the center line of said Hackensack river, the several courses thereof to the point or place of beginning.

Bounded northerly by the borough of Oradell, easterly by the boroughs of Dumont and Bergenfields, southerly by the New Bridge road and the township of Teaneck, and westerly by the Hackensack river.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory at a special election to be held within the said territory and that said act be adopted by a majority of the legal voters residing within said territory on the day of said special election.

Said special election shall be held within said territory within sixty days from the passage of this act and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election and at a place or places within said territory to be fixed by the clerk of the township of Palisades, in the county of Bergen, who shall cause public notice of the time and place of the holding of said election to be given by advertisement signed by himself, set up in at least five public places within said described territory and published in at least newspaper circulating therein at least ten days prior to the day so fixed for such election. The said clerk shall provide for the electors voting at such election ballots to be printed or written or partly printed and partly written, upon which ballots shall be printed the proposition to be submitted to the voters with instructions in the following form:

If you favor the proposition printed below, make an X or + mark in the square to the left of and opposite the word "Yes;" if you are opposed thereto make an X or + mark in the square to the left of and opposite to the word "No."

Referendum.

Special election.

When held.

Notice of election.

Ballots.

Proposition.

	Yes.	Shall an act entitled "An act to incorporate the borough of New Millford, in the County of Bergen," be adopted?
	No.	

Marking
ballot.

If the voter makes an X or + mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

If the voter makes an X or + mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as voted against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Election, how
conducted.

4. Such special election shall be held and conducted at the time and place or places so appointed and shall be conducted by the board of registry and election of the township of Palisades which conducted the general election next preceding the holding of such election in said township and shall be by ballot. The register of voters used at the last general election of said township shall be used at said special election and the said board of registry and election shall meet one week next preceding the day fixed for said special election at the place where the same is to be held from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry lists in the manner prescribed under the general election laws of this State.

Register.

Notice of
meeting of
board of
registry and
election.

The clerk of the township of Palisades shall give public notice of such meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding of said special election and shall provide a suitable place for the holding of said special election besides the necessary ballots for the electors voting thereat.

Duplicate
returns.

5. The officers holding said election shall, within two days after such election, make a return in duplicate of the result of such election by statements in writing and under their hands, one of which certificates or returns

shall be filed forthwith with the clerk of the township of Palisades and entered in full upon the minutes of the township committee of the township of Palisades and the other of said certificates or returns shall be filed forthwith with the clerk of the county of Bergen.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Bergen and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election to be held within said territory within thirty days from the date of the filing of said statement in his office for the purpose of electing a mayor, six councilmen and such other officers as are required, or permitted to be elected by law, to hold office until the first day of January, following said election. which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M., on a day and at a place within said territory to be fixed by said county clerk; and of the time, place and purpose, of such special election, said county clerk shall give public notice by advertisements signed by himself and set up in at least five public places within said territory and published in at least one newspaper circulating therein at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots to be printed or written, or partly written and partly printed, on which shall appear the names of all candidates of said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on said electors' register used at the special election held for the adoption of this act.

Petitions making nominations for any of said officers shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place or places so appointed by the county clerk and shall be conducted by said officers of the said election district of the said township of Palisades but no special form of ballot and no envelope need be used by any voter at said election.

Special election to fill offices.

Notice given.

Ballots.

Nominations by petition.

Election, how conducted.

Register.

The register of voters to be used at said election shall be the same as that used at the special election provided for in section four hereof.

Returns.

The officers holding said election shall make return thereof to the county clerk of the county of Bergen of the result of such election and the officers elected at said election upon the filing of the said return shall be and become the officers of said borough and shall continue in said offices until the first day of January following said special election and until other officers have been elected by the voters of said borough and shall have qualified as required by law.

Continuance
of elected
officers.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 180.

A Further Supplement to an act entitled "An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State Highway within any such county now or hereafter laid out by the State Highway Commission, and to issue and sell the bonds or other obligations of the county to provide funds for such purposes," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Interest for
road paving
reimbursed.

1. Whenever the State Highway Commission has consented to the request of a board of chosen freeholders to undertake the paving of a section of road laid out or taken over as a State highway, the said State Highway Commission shall reimburse said county for all interest on money borrowed by the said board of chosen freeholders to finance such work and for all engineering

charges of the county in connection with said work; *provided*, such engineering charges are duly approved Proviso. by the State Highway Commission on advice of the State Highway Engineer.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 181.

Supplement to an act entitled "An act to enable cities, of the first and second class to regulate and limit the height and bulk of buildings to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of trades and industries," approved February twenty-seventh, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The common council or governing commission of cities of the first or second class which now have, or may hereafter have a board of public works, shall have power and authority, by ordinance, to delegate the enforcement of any ordinance, passed pursuant to the act to which this act is a supplement, to the board of public works of said city. Said board of public works shall, upon the passage by said common council or governing commission of an ordinance delegating the enforcement thereof to said board, be charged with the enforcement thereof and may, by resolution, make rules and regulations relating to the detailed administration and enforcement thereof not inconsistent with said ordinance. Enforcement of ordinances.

Approved March 11, 1922.

CHAPTER 182.

An Act to amend an act entitled "Supplement to an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," approved April twentieth, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 3
added to act.

1. Amend an act entitled "Supplement to an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," approved April twentieth, one thousand nine hundred and twenty, by adding, after section two of said act, a new section, to be known as section three, to read as follows:

Enforcement
of ordinances.

3. The governing body of each and every municipality of this State which now has or may hereafter have a board of public works shall have power and authority by ordinance to delegate the enforcement of any ordinance, passed pursuant to the supplement to which this act is an amendment, to the board of public works of said municipality. Such board of public works shall, upon the passage by said governing body of an ordinance delegating the enforcement thereof to said board, be charged with the enforcement thereof, and may by resolution make rules and regulations relating to the detailed administration and enforcement thereof not inconsistent with said ordinance.

Approved March 11, 1922.

CHAPTER 183.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was approved April tenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Amend section two of the act to which this is an amendment to read as follows:

Section 2 amended.

2. Every board of education in the school district above designated shall have power:

Powers of school board:

I. To purchase, sell and improve school grounds; to erect, lease, enlarge, improve, repair or furnish school buildings; to purchase, erect or lease a building or buildings for the storing and repairing of equipment, furniture and other personal property belonging to the district; to purchase, erect or lease, and to furnish a residence or residences for teachers employed in the district and to operate and maintain such residence or residences, providing both board or lodging, or either, for such teachers and upon such terms of payment as may be fixed by such board of education, and to borrow money therefor with or without mortgage.

To buy, sell, borrow, build, etc.

Board and home for teachers.

II. To take and condemn land and other property for school purposes, including the purposes specified in paragraph I above, in the manner provided by law regulating the ascertainment and payment of compensation for property condemned and taken for public use. If either party shall feel aggrieved by any proceedings and award thereunder, said party may appeal in the manner provided by law for appeals from such proceedings and award; *provided*, that before beginning any proceedings for taking and condemning land and other property, the amount necessary for such purpose shall have been

To condemn land.

Right of appeal.

Proviso.

fixed and determined and certified by the board of school estimate as hereinafter provided.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 184.

A Supplement to an act entitled "An act for the incorporation of cities and providing for their officers, government and powers," approved March twenty-fourth, one thousand eight hundred and ninety-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Continuation
of ordinances.

1. The ordinances of any township or other municipality which has heretofore adopted or which may hereafter adopt the provisions of the act to which this act is a supplement shall remain in full force and effect in such newly created city until otherwise altered or repealed.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 185.

An Act to amend an act entitled "An act to regulate the use of business names," approved May seventeenth, one thousand nine hundred and six.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 3
amended.

1. Section three of the act to which this act is an amendment is hereby amended to read as follows:

3. Persons now conducting business under an assumed name, or under any such designation as is referred to in section two of this act, shall file such certificate as hereinbefore prescribed within thirty days after this act shall take effect, and persons hereafter conducting or transacting business as aforesaid shall, before commencing such business, file such certificate in the manner hereinbefore prescribed.

Certificate of assumed name filed.

2. Section four of the act to which this act is an amendment is hereby amended to read as follows:

Section 4 amended.

4. The several county clerks and the Secretary of this State shall each keep alphabetical indexes of all persons filing certificates provided for herein, and for the indexing and filing they shall each receive a fee of two and one-half dollars from the person who presents the same for filing. It shall be the duty of the several county clerks to accept from the person presenting the said certificate the fee payable to the Secretary of State in connection with the filing of same. A copy of such certificate, duly certified to by the county clerk in whose office the same shall be filed, shall be presumptive evidence in all courts of law in this State of the facts therein contained.

Index of certificates.

Fee.

Copy in evidence.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 186.

A Further Supplement to an act entitled "A supplement to an act entitled 'An act for regulating public shows,' approved March twenty-ninth, one thousand eight hundred and seventy-four," approved March twenty-seventh, one thousand nine hundred and twelve.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The act to which this act is a supplement shall not apply to the use in a public school building of standard

Use of projectors in schools.

Proviso.

portable moving picture machines called "projectors" if the projector case is wholly lined with asbestos, and if the projector uses for lighting only glass bulb lamps of a capacity not exceeding five hundred watts, and contains an automatic device to cut off the light from the films when the film is not in motion; *provided*, such machine is operated by a school teacher or other person over eighteen years of age under the employ of the board of education of the school district in which such school is situated, and the type of machine has been approved by the board of education of said district; *provided, further*, that not more than one reel of film in addition to that in the projector shall be allowed in the room when the public is admitted, and that extra reel be kept in a fireproof container.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 187.

An Act to amend an act entitled "An act for the assessment and collection of taxes (Revision of 1918)," constituting chapter 236 of the Laws of 1918, as amended by adding a new section numbered 510a.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 510a added.

1. A new section numbered 510a shall be inserted in the act to which this act is an amendment to follow section five hundred and ten. Such new section shall read as follows:

Determining excess amount of taxes to be paid by a district where reduction has been made.

510a. Whenever assessments in any taxing district are reduced and such reduction is made subsequent to the date when the county board of taxation has determined the amount of money to be raised in the taxing district on account of a State tax at a fixed rate, so that an excess amount must be paid to the county treasurer from the taxing district in pursuance of such determina-

tion over the amount which would have been payable if the assessments had been reduced before that date, then and in such case it shall be the duty of the county board of taxation to ascertain the said excess amount. Such excess amount so ascertained shall be credited to the municipality in the taxing district in reduction of the next payments to be made on account of the same tax or a tax for the same or a similar purpose. Notwithstanding such credit, the State tax at the fixed rate shall be levied and collected as if there were no such credit. The tax collections which by reason of such credit need not be paid to the county treasurer, shall be applied by the municipality in the same manner as collections of delinquent taxes.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 188.

An Act to amend an act entitled "An act for the limitation of suits respecting titles to land" (Revision of 1877, page 598).

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act to which this is an amendment is hereby amended to read as follows:

1. Thirty years' actual possession of any lands, tenements, or other real estate, excepting woodlands or uncultivated tracts and that sixty years' actual possession of any woodlands or uncultivated tracts, uninterruptedly continued by occupancy, descent, conveyance or otherwise, in whatever way or manner such possession might have commenced, or have been continued, shall vest a full and complete right and title in every actual possessor or occupier of such lands, tenements, or other real estate, and shall be a good and sufficient bar to all claims that

Excess
credited.

Section 1
amended.

Title to prop-
erty by ad-
verse posses-
sion.

may be made, or actions commenced by any person or persons whatsoever, for the recovery of any such lands, tenements, or other real estate.

Repealer.

2. All acts and parts of acts inconsistent with this act are hereby repealed.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 189.

An Act authorizing municipalities to issue bonds to finance certain deficits of the year one thousand nine hundred and twenty and providing for the financing of such deficits.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Ascertaining proper assessment of second class railroad property.

1. The chief financial official of each municipality of this State is hereby authorized to investigate and ascertain by such means as he may deem proper whether in such municipality the taxes received in one thousand nine hundred and twenty on second class railroad and canal property (meaning thereby the taxes levied on railroad and canal property which are collected by the State Comptroller and which are distributed by him to the county treasurers for distribution to the taxing districts) were assessed at the one thousand nine hundred and nineteen tax rate instead of at the one thousand nine hundred and twenty tax rate, and whether by reason of said fact there was a deficit in the accounts of the municipality for the fiscal year one thousand nine hundred and twenty.

Facts certified and deficit.

2. The said chief financial official may certify the facts so determined by him to the governing body of the municipality, and if such deficit existed for said reason he may also certify the amount which in his opinion is necessary to finance the said deficit and to

pay the cost of the issue and sale of the bonds herein authorized. In determining the said amount to be certified he need not make any deduction on account of any tax revenue bonds or other obligations which may have been issued to meet such deficit.

3. On the receipt of such certificate, it shall be lawful for the governing body of the municipality to authorize by ordinance the issuance of bonds of the municipality in an amount not exceeding the estimated amount that it is necessary to raise, as stated in such certificate. The said ordinance shall state the amount of bonds authorized and shall recite this act as the authority therefor. All other matters relating to the issuance of said bonds may be determined by resolution or by such officials as may be designated in said ordinance or in a resolution.

Bond issue to meet deficit.

4. Said bonds shall bear interest at not exceeding six (6) per centum per annum. They shall mature in annual instalments, the first of which shall be payable not more than one year from the date of the bonds and the last of which shall be payable not more than five years from their date. No such annual instalment shall exceed by more than fifty (50) per centum the amount of any previous annual instalment. Said bonds shall be in such form and the holder thereof shall have such privileges of registration and exchange as may be provided.

Rate. Payable in instalments.

5. Said bonds shall be sold at not less than their par value. No more bonds shall in any event be sold than will produce a sum equal to the authorized amount thereof and an additional sum of less than one thousand dollars. The bonds sold shall be those first to mature.

Sale of bonds.

6. Said bonds may be sold at one time or in instalments. If sold in instalments, each such instalment, with the previous instalments sold, shall mature within the terms of section four.

How sold.

7. Except as hereinafter provided said bonds shall be sold at public sale after at least ten days' notice of sale published in a newspaper published in the municipality and in a newspaper carrying financial or municipal bond news published in New York city or in Philadelphia.

Sold publicly.

Advertisement.

As to rate.

Conditions of sale.

Certified checks to accompany bids.

When sold privately.

Temporary certificates.

8. Such notice of sale shall state the amount of bonds offered, their maturities and interest rate and such other description thereof as may be deemed desirable. The bonds may be offered at more than one interest rate, and in that case the notice of sale shall state that no bids will be considered for bonds of the higher interest rate or rates, if any lawful bids are received for bonds at the lower interest rate. It shall state (subject to any such provision as to interest rate) that the bonds will be sold to the bidder or bidders complying with the terms of sale and offering to pay an amount equal to the par value of the bonds offered, and to take therefor the least amount of bonds commencing with the first maturities, and that if two or more bidders offer to take the same amount of bonds, then to the bidder or bidders offering to pay therefor the highest additional price not exceeding one thousand dollars. In order that this method of sale may be carried out, a sufficient number of last maturing bonds offered for sale must be of the denomination of one thousand dollars or less. The notice of sale may also require all bidders to deposit a certified check for two per centum of the amount of bonds bid for, drawn upon an incorporated bank, or trust company to secure the municipality against any loss resulting from the failure of the bidder to comply with the terms of his bid. Nothing herein or in such notice shall prevent the rejection of all bids.

9. If no bids are received for any bonds advertised to be sold at public sale, they may, within thirty days thereafter, be sold at private sale. The bonds may be sold, without any previous public offering, to the sinking fund commission or to the insurance fund commissioners of such municipality at private sale.

10. Pending the preparation of the definitive bonds, interim receipts or certificates may be delivered entitling the bearer or registered holder (as may therein be provided) to exchange them for the definitive bonds therein described. The holders of such interim receipts or certificates shall have the same rights and privileges as they would have, if the definitive bonds had been delivered to them, subject only to the terms of said interim receipts or certificates as to transfer and registration.

11. The order of procedure in the issuance of the bonds shall not be material. The authorization or ratification of any act after the performance thereof shall be the equivalent of a previous authorization thereof. Authorization.

12. Any bonds or interim receipts or certificates reciting that they are issued pursuant to this act shall in any suit, action or proceeding, involving their validity, be conclusively deemed to be fully authorized by this act and to have been issued, sold, executed and delivered in conformity herewith, and shall be incontestable, anything herein or in any other statute to the contrary notwithstanding, unless such suit, action or proceeding is begun prior to the delivery of the said bonds. Validity of issue.

13. The proceeds of sale of said bonds shall be used to pay the expense of issuing and selling such bonds, and to pay or redeem any tax revenue notes or bonds or other obligations which may have been issued to finance the deficit herein referred to. Any balance shall be credited to the surplus revenue account and appropriated therefrom in the manner provided by law. The application of the proceeds of sale of said bonds shall in no event affect their validity. Use of proceeds.

14. The municipality shall insert in the budget of each year after the bonds shall be issued the amount necessary to pay the principal and interest thereof, which shall fall due in such year, and the amount necessary therefor shall be raised by taxation which shall be levied, apportioned and collected on the taxable property of the city in the same manner as other taxes. Provision for principal and interest.

15. If at the time the bonds are issued hereunder the current budget shall contain an appropriation for the payment of tax revenue bonds or other obligations, which have been issued to meet such deficit, such appropriation shall be applied, to the extent necessary, to pay interest on the bonds issued in pursuance of this act, which shall be payable in such year and the balance of such appropriation shall be credited to the surplus revenue account and shall be appropriated therefrom in the manner provided by law. Appropriation in budget.

16. This act shall be additional and independent authority for the acts and things herein authorized, and the authority of this act shall not be subject to con- Additional authority.

Proviso.

ditions or limitations contained in any other act whether such conditions or limitations relate to procedure for the authorization of bonds or to the amount of indebtedness which may be incurred or are of any other kind; *provided, however,* that the ordinances and resolutions herein referred to shall be passed in the manner and subject to the provisions of an act entitled "An act concerning municipalities," constituting chapter 152 of the Laws of 1917 and the amendments thereof and supplements thereto.

17. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 190.

An Act to authorize cities to issue bonds to meet deficits caused by failure to collect one thousand nine hundred and twenty taxes on certain property of the United States, and providing for the financing of such deficits.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Ascertain whether taxes on government property are unpaid.

1. The chief financial official of each city of this State is hereby authorized to investigate and ascertain by such means as he may deem proper whether in such city taxes for State, county or local purposes have been levied for the year one thousand nine hundred and twenty on property belonging to the government of the United States bordering on navigable waters, and such taxes for said year have not been paid, and whether the failure to collect such taxes caused a deficit in the accounts of the municipality for the fiscal year one thousand nine hundred and twenty.

If deficit caused.

Facts certified to governing body.

2. The said chief financial official may certify such facts to the governing body of the city, stating the amount of such unpaid taxes, together with the esti-

mated amount that it is necessary to raise in order to meet the deficit caused by the failure to collect said taxes and to pay the expenses of the issue and sale of the bonds herein authorized. In determining the said amount to be certified, he need not make any deduction on account of any tax revenue notes or bonds or other obligations which may have been issued to meet such deficit.

3. On the receipt of such certificate it shall be lawful for the governing body of the city to authorize by ordinance the issuance of bonds of the city in an amount not exceeding the estimated amount that it is necessary to raise, as stated in such certificate. The said ordinance shall state the amount of bonds authorized and shall recite this act as the authority therefor. All other matters relating to the issuance of said bonds may be determined by resolution or by such officials as may be designated in said ordinance or in a resolution.

Bond issue to meet deficit.

4. Said bonds shall bear interest at not exceeding six (6) per centum per annum. They shall mature in annual instalments, the first of which shall be payable not more than one year from the date of the bonds, and the last of which shall be payable not more than ten years from their date. No such annual instalment shall exceed by more than fifty (50) per centum the amount of any previous annual instalment. Said bonds shall be in such form and the holder thereof shall have such privileges of registration and exchange as may be provided.

Rate.

Mature in instalments.

5. Said bonds shall be sold at not less than their par value. No more bonds shall in any event be sold than will produce a sum equal to the authorized amount thereof and an additional sum of less than one thousand dollars. The bonds sold shall be those first to mature.

Sale of bonds.

6. Said bonds may be sold at one time or in instalments. If sold in instalments, each such instalment, with the previous instalments sold, shall mature within the terms of section four.

Sale in instalments.

7. Except as hereinafter provided, said bonds shall be sold at public sale after at least ten days' notice of sale published in a newspaper published in the city and in a newspaper carrying financial or municipal bond news published in New York city or in Philadelphia.

Public sale.

Advertisement.

As to rate.

Certified checks to accompany bids.

Sold at private sale.

Temporary receipts.

8. Such notice of sale shall state the amount of bonds offered, their maturities and interest rate, and such other description thereof as may be deemed desirable. The bonds may be offered at more than one interest rate, and in that case the notice of sale shall state that no bids will be considered for bonds of the higher interest rate or rates, if any lawful bids are received for bonds at the lower interest rate. It shall state (subject to any such provision as to interest rate) that the bonds will be sold to the bidder or bidders complying with the terms of sale and offering to pay an amount equal to the par value of the bonds offered, and to take therefor the least amount of bonds commencing with the first maturities, and that if two or more bidders offer to take the same amount of bonds, then to the bidder or bidders offering to pay therefor the highest additional price, not exceeding one thousand dollars. In order that this method of sale may be carried out, a sufficient number of last maturing bonds offered for sale must be of the denomination of one thousand dollars or less. The notice of sale may also require all bidders to deposit a certified check for two per centum of the amount of bonds bid for, drawn upon an incorporated bank or trust company, to secure the municipality against any loss resulting from the failure of the bidder to comply with the terms of his bid. Nothing herein or in such notice shall prevent the rejection of all bids.

9. If no bids are received for any bonds advertised to be sold at public sale they may, within thirty days thereafter, be sold at private sale. The bonds may be sold, without any previous public offering, to the sinking fund commission or to the insurance fund commissioners of such municipality at private sale.

10. Pending the preparation of the definitive bonds interim receipts or certificates may be delivered entitling the bearer or registered holder (as may therein be provided) to exchange them for the definitive bonds therein described. The holders of such interim receipts or certificates shall have the same rights and privileges as they would have if the definitive bonds had been delivered to them, subject only to the terms of said interim receipts or certificates as to transfer and registration.

11. The order of procedure in the issuance of the bonds shall not be material. The authorization or ratification of any act after the performance thereof shall be the equivalent of a previous authorization thereof.

Authorization.

12. Any bonds or interim receipts or certificates reciting that they are issued pursuant to this act shall, in any suit, action or proceeding involving their validity, be conclusively deemed to be fully authorized by this act, and to have been issued, sold, executed and delivered in conformity herewith, and shall be incontestable, anything herein or in any other statute to the contrary notwithstanding, unless such suit, action or proceeding is begun prior to the delivery of the said bonds.

Validity of issue.

13. The proceeds of sale of said bonds shall be used to pay the expense of issuing and selling such bonds, and to pay or redeem any tax revenue notes or bonds or other obligations which may have been issued to finance the deficit herein referred to. Any balance shall be credited to the surplus revenue account and appropriated therefrom in the manner provided by law. The application of the proceeds of sale of said bonds shall in no event affect their validity.

Use of proceeds.

14. The city shall insert in the budget of each year after the bonds shall be issued the amount necessary to pay the principal and interest thereof which shall fall due in such year, and the amount necessary therefor shall be raised by taxation, which shall be levied, apportioned and collected on the taxable property of the city in the same manner as other taxes.

Provision for principal and interest.

15. If at the time the bonds are issued hereunder the current budget shall contain an appropriation for the payment of tax revenue bonds or other obligations which have been issued to meet such deficit, such appropriation shall be applied, to the extent necessary, to pay interest on the bonds issued in pursuance of this act which shall be payable in such year, and the balance of such appropriation shall be credited to the surplus revenue account, and shall be appropriated therefrom in the manner provided by law.

Appropriation in budget.

16. In the event of the United States Government making payment to any such city of moneys in satisfac-

Application of moneys received from federal government.

tion or in lieu of taxes hereinabove mentioned, after the issue of bonds hereby authorized, the moneys so paid shall be applied by such city to the payment of bonds issued hereunder which shall then or thereafter be due and payable, and the remainder of the moneys so paid shall be credited to the surplus revenue account and be appropriated therefrom in the manner provided by law.

Additional
authority.

17. This act shall be additional and independent authority for the acts and things herein authorized, and the authority of this act shall not be subject to conditions or limitations contained in any other act, whether such conditions or limitations relate to procedure for the authorization of bonds or to the amount of indebtedness which may be incurred, or are of any other kind; *provided, however*, that the ordinances and resolutions herein referred to shall be passed in the manner and subject to the provisions of an act entitled "An act concerning municipalities," constituting chapter 152 of the Laws of 1917 and the amendments thereof and supplements thereto.

Proviso.

18. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 191.

An Act to enable cities of the first class to purchase or acquire by condemnation lands and rights in lands belonging to cemetery companies or corporations or religious societies when the said lands or rights in lands are required for widening any street, avenue, lane or highway in such city.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Acquiring
cemetery
property for
widening
streets.

1. The governing bodies in cities of the first class in this State are hereby empowered to purchase from any

cemetery company or corporation or religious society whose cemetery or burial ground is or may be located within the boundary of such city any lands or rights in lands owned by such cemetery company or corporation or religious society which may be desired by such city for the widening of any street, avenue, lane or highway, notwithstanding burial shall have been made in the land that is necessary for such public purposes; and may also enter into agreements with such cemetery company or corporation or religious society for such purpose, and such cemetery company or corporation or religious society is authorized to sell and convey to such city said lands and rights in lands, and to enter into agreements with such city for such sale, and such agreements and deeds may provide for the building by such city of proper retaining walls and other constructions for the protection of such cemetery or burial ground.

2. In any case where the governing body in such city is unable to agree with the proper persons or officials of cemetery companies or corporations or religious societies, it shall be lawful for such city to take proper proceedings to condemn whatever lands of such cemetery or burial ground may be necessary or desirable for the widening of any street, avenue, lane or highway, and it shall be lawful for such cemetery lands or burial grounds to be so condemned, notwithstanding burials shall have been made in the land desired after the passage of this act.

May resort to condemnation proceedings.

3. If under the provisions of this act such lands or rights in lands shall be purchased or condemned by such city for the widening of any street, avenue, lane or highway, no assessment for such widening shall at any time be placed or laid upon the remaining lands of such cemetery company or corporation or religious society.

Cemetery not assessed for improvement.

4. The managers, directors or trustees of such cemetery company or corporation or religious society are hereby authorized and empowered to sell and convey such lands and rights in lands as may be desired for the widening of any street, avenue, lane or highway, and to make proper deeds and conveyances therefor, and to enter into the contracts authorized under this act with-

Deeding property.

out the concurrence of the stockholders or the lot or grave owners of such cemetery company or corporation or religious society.

Laws governing improvement.

5. All such improvements as are contemplated under the provisions of this act shall be done under and by virtue of the provisions of this statute, and as well in accordance with the provisions of chapter 152 of the Laws of 1917 and the amendments thereof and the supplements thereto.

Repealer.

6. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 192.

An Act concerning promotions in police departments, in municipalities of this State, other than cities of the first class where such police departments have been in existence for at least three years.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Promotions in police force.

1. Wherever in any municipality of this State, other than a city of the first class, a police department has been in existence for at least three years prior to the passage of this act, all promotions to superior positions shall be made from the membership of such police department as constituted at the time of such promotion; *provided, however,* that no person shall be eligible to promotion to a superior position unless such person shall have served for a period of at least three years in the grade of patrolman.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 193.

An Act to amend an act entitled "An act to provide means for protection against fires in townships," approved March tenth, one thousand eight hundred and seventy-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section six of the act entitled "An act to provide means for protection against fires in townships," approved March tenth, one thousand eight hundred and seventy-nine, be and the same is hereby amended to read as follows:

Section 6
amended.

6. The legal voters of a district so organized shall meet annually on the third Saturday of February at three o'clock in the afternoon, and determine the amount of money to be raised for the ensuing year, and elect a board of fire commissioners, to consist of five persons resident in such district, who, when elected, shall possess, within such district, all the rights and powers of the township committee under this act and shall hold office for three years and until their successors are elected; *provided*, that at the first meeting of said board of fire commissioners elected after the passage of this act, the members of said board shall divide themselves by lot into three classes; the term of two members composing the first class shall be vacated at the expiration of the first year; the term of the two members composing the second class shall be vacated at the expiration of the second year, and the term of the one member composing the third class shall be vacated at the expiration of the third year, so that two members of said board of fire commissioners shall be elected annually, after the first election except every third year, when but one member shall be elected to hold office for three years, and if vacancies happen, by resignation or otherwise, the person or persons elected to supply such vacancies, shall be elected for the unexpired term only.

Annual meet-
ing.

Purposes.

Proviso.

Terms.

Vacancies.

Approved March 11, 1922.

CHAPTER 194.

An Act to authorize the governing bodies of municipalities, whether incorporated or otherwise, except boards of education, to lease public buildings to a post or posts of the Grand Army of the Republic, National Disabled Soldiers' League, American Legion, Veterans of Foreign Wars, or other organization of veterans of any war in which the United States Government has been or hereafter may be engaged.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Municipalities
may lease
property to
veteran associ-
ations.

1. Any municipality, whether incorporated or otherwise, except boards of education, through its governing body having power to legislate is authorized to lease at any time, when and to the extent not otherwise required for municipal purposes, for a time not exceeding five years, to a post or posts of the Grand Army of the Republic, National Disabled Soldiers' League, American Legion, Veterans of Foreign Wars, or other organization of veterans of any war in which the United States Government has been or hereafter may be engaged, any public building or part thereof owned by such municipality, for purposes incidental to the uses of any such organization, but not for commercial business, trade or

Uses.

Rental.

Proviso.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 195.

An Act to incorporate the borough of Old Bridge, in the county of Middlesex.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The inhabitants of that portion of the townships of Madison and East Brunswick and the borough of Sayreville, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of "The Borough of Old Bridge in the county of Middlesex," and shall be governed by the general laws of this State relating to boroughs. Corporate name.

2. The territorial limits of said borough shall be as follows: Boundaries of borough of Old Bridge.

Beginning at the intersection of the center line of Tennett's creek and the South river at the division line between the borough of South River and the borough of Sayreville, thence running southeasterly along the various courses of the said Tennett's creek to the center of a road which passes the Perth Amboy water works; thence running southwesterly along the center of said road to its intersection with the center of Deep run; thence in a southerly direction along the various courses of said Deep run to the center of the Old Bridge-Matawan road at Bampton's bridge; thence running in a straight line in a southwesterly direction to a point in the center of the Greystone road, which point is determined by the intersection of the aforesaid road with the prolongation of the southerly line of the former Polk Dobson property; thence westerly along the prolongation and the southerly line of said Polk Dobson property to a point in the center of the Old Bridge-Englishtown road; thence southerly along the center of said road to its intersection with Iresick brook; thence northwesterly

along the Iresick brook its several courses to its intersection with the southerly line of the Perrine property; thence northwesterly along the southerly line of said Perrine property to the Manalapan river in the division line between the township of Madison and the borough of Spotswood; thence northeasterly along the said division line and the various courses of South river to the east line of Thomas Perrine's lands and lands formerly of John Bell; thence along the line between said lands northerly about thirteen hundred feet, more or less, to the north line of the Camden and Amboy Railroad Company (Amboy Division); thence along the northerly line of said railroad in a southwesterly direction about eight hundred feet, more or less, to a point in said line where division line between lands formerly of Edward Ernest, now Albert Kline, and land formerly of George W. De Voe, now Steve Janczylik and Rose Janczylik and Peter Zandocki if extended southeasterly thereto would intersect the same; thence along the line between lands formerly of Edward Ernest and formerly of George W. De Voe and extension thereof in a northwesterly direction two thousand feet, more or less, to the center of the Old Stage road leading from Old Bridge to Rhode Hall; thence along the center of said Old Stage road the several courses thereof to its intersection with the center of the road leading from Spotswood to Tanner's Corner; thence northerly along the center of said road to its intersection with the center of the road leading from southwest corner of South River borough to Summerhill; thence easterly along said road to its intersection with the road leading from Old Bridge to New Brunswick at the southwest corner of the borough of South River; thence easterly along the various courses of the southerly boundary of South River and along the line of East Brunswick township to the South river; thence down the South river in a northerly direction to the place of beginning.

Referendum.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the in-

habitants of the above described territory as a separate borough of this State until it shall have been accepted by a vote of the majority of legal voters in that part of the township of East Brunswick, in the county of Middlesex, included in the described territory, and by a vote of the majority of legal voters in that part of the borough of Sayreville, in the county of Middlesex, included in the described territory, and by a vote of the majority of legal voters in that part of the township of Madison, in the county of Middlesex, included in the described territory at the time of its approval at special elections to be held in those parts of said borough and townships included within said described territory within sixty days from the approval of this act and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such elections, and at places within said territory, said day and places to be fixed jointly by the clerks of township of East Brunswick, borough of Sayreville and township of Madison, in the county of Middlesex; *provided*, that there shall be one polling place in each of those parts of the borough and townships included in said described territory.

Special election.

Proviso.

"The clerks of the townships of East Brunswick and Madison and of the borough of Sayreville, in the county of Middlesex, shall cause public notice of the time and place of the holding of the said elections to be given by advertisements, signed by themselves and set up in at least five public places in each portions of said townships and borough within said described territory, and published in at least one newspaper circulating therein, at least fifteen days prior to such election; and the said clerks shall provide for the electors voting at such election, ballots, to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions in the following form:"

Notices given.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an X

Proposition.

mark in the square to the left of and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the borough of Old Bridge, in the county of Middlesex," be adopted?
	No.	

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Ballots.

Said ballots shall be delivered by said clerks at least one week prior to the date set for the special election to a clerk of the boards of registry and election of the second election district of the township of East Brunswick, in the county of Middlesex, and of the second election district of the township of Madison, in the county of Middlesex, and of the election district of said borough of Sayreville whose territory most nearly corresponds in extent to that part of said borough included in the described territory.

In case of failure to supply ballots.

If said township clerks shall fail within thirty days after the approval of this act to fix the time for said special election, or shall fail within said time to give due notice of same as required herein, or shall fail to provide and deliver ballots as required herein, then any three resident taxpayers residing in that part of the above-described territory where such delinquency occurs may fix the time and place, give or cause to be given said notice of election, or provide the ballots, and such election shall be held in accordance therewith.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the boards of registry and election of the second election district of the township of East Brunswick, of the second election district of the township of Madison, and of the election district of said borough of Sayreville whose territory most nearly corresponds in extent to that part of said borough included in the described territory, in the county of Middlesex, but no special form of ballot and no envelope need be used by any voter at said election.

Election, how conducted.

4. The register of voters in each of those parts of the townships of East Brunswick and Madison and the borough of Sayreville within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the second election district of said township of East Brunswick which conducted the general election next preceding the holding of such special election, and for that purpose the said boards shall meet at such places within said described territory and at such time as shall be designated by said board of registry and election at least one week preceding said special election. Public notice of such meetings shall be given by each of the said boards of registry and election at least five days before said meeting, by advertisements set up in at least five public places in each of those parts of said borough and townships in the said above-described territory. Said advertisements shall be signed by the members of the said boards of registry and election for the second election district of the township of East Brunswick and for the second election district of the township of Madison and for the election district of said borough of Sayreville whose territory most nearly corresponds in extent to that part of said borough included in the described territory in the county of Middlesex aforesaid. Said meetings of the boards of registry and election for the making up of said new registers of voters shall begin at one o'clock in the afternoon and continue until nine o'clock of the evening of the day fixed for that purpose, and said boards shall insert in said new registers the names of all persons who are legal voters within said

Registry.

Meeting of election board.

Revision of registry.

Registering
by affidavit.

territory at the time of the passage of this act and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage thereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Middlesex county, to be filed by said board, and one copy shall be retained for the use of said township boards of elections at such special elections.

Returns.

5. The officers of each of said boards of registry and elections holding such election shall within two days after such election make four returns, one to the township committee of the township of Madison, in the county of Middlesex, one to the township committee of the township of East Brunswick, in the county of Middlesex, one to the borough council of the borough of Sayreville, in the county of Middlesex, and fourth to the clerk of the county of Middlesex, of the result of such elections by statements in writing and under their hands; the return to the respective township committees and to the borough council may be filed with the respective clerks of the townships and boroughs, and shall be entered at length upon the minutes of each of the said township committees, and said borough council, and the return to the clerk of the county of Middlesex shall be filed by him in the office of the county clerk of the county of Middlesex, and said county clerk shall send a certified copy of said return to the Secretary of State; and upon the adoption of this act by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Returns filed.

Special elec-
tion to fill
municipal
offices.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of Middlesex county, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall

call another special election, to be held within said territory, within thirty days from the date of the filings of said statement in his office, for the purpose of electing a mayor, three councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with the said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the said officers of the second election district of the said township of East Brunswick, but no special form of ballot and no envelope need be used by any voter at said election. The registers of voters to be used at said election shall be the same as that used at the special elections provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Middlesex of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough, and shall continue in office until the first day of January following said special elec-

Notice advertised.

Ballots.

Nominations by petition.

Holding election.

Register.

Returns.

Term of first officers chosen.

tion, and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 196.

An Act validating a deed or conveyance made by any general guardian conveying any interest which minors may have in lands situate in the State of New Jersey.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Conveyance
of land by
minor.

1. Where any lands or interest in lands situate in the State of New Jersey were owned by any minor child, the fair market value of which was and is now under the sum of five hundred dollars and there has been regularly appointed for such minor a general guardian and a deed of conveyance for such lands, or interest therein, has heretofore been made by such minors, by such general guardian upon the fair market value for such lands or interest in lands having been paid to such general guardian for such minor or minors, such deed shall be valid and effectual to convey such land or interest in land of such minor child as fully and completely as if regularly conveyed by special guardian for such minor or minors.

Validity.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 197.

An Act to repeal an act entitled "An act providing a closed season on sturgeon or mamose in the Delaware river and bay, and the tributaries thereof, upon the passage of similar legislation by certain States," approved April fourteenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. An act entitled "An act providing a closed season on sturgeon or mamose in the Delaware river and bay, and the tributaries thereof, upon the passage of similar legislation by certain States," approved April fourteenth, one thousand nine hundred and nineteen, be and the same is hereby repealed.

Chapter 155,
P. L. 1919,
repealed.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 198.

An Act granting and releasing to the heirs of Hanora Johnson, deceased, certain lands in the city of Bayonne, county of Hudson and State of New Jersey, which it is alleged have escheated to the State of New Jersey.

WHEREAS, Hanora Johnson, late of the city of Bayonne, in the county of Hudson and State of New Jersey, died seized of certain lands in the said city of Bayonne, county of Hudson and State of New Jersey, bounded and described as follows: Beginning at a point in the northeast side of West Twenty-fourth street where the dividing line between the lands of

Preamble.

David W. Oliver and the lands herein described intersect the same; thence along the lands of said Oliver northeasterly at right angles or nearly so to West Twenty-fourth street one hundred and forty-seven and four-tenths feet (147.4) to the center of the block; thence northwesterly parallel with West Twenty-fourth street sixty (60) feet; thence southwesterly parallel with the line first run one hundred and forty-seven and four-tenths (147.4) feet to West Twenty-fourth street; thence southeasterly along said street sixty (60) feet to the point or place of beginning. Being also known as lot number nine in block number two hundred and fifty-nine as shown on the tax maps of the city of Bayonne, leaving as her heirs at law Josephine M. Babo, Loretta Koerkel and Florence Johnson; and

Preamble.

WHEREAS, Proper notice of intention to apply for the passage of this act has been given and also published; now therefore

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Property in
Bayonne
vested in
heirs of Han-
ora Johnson.

1. All the estate, right, title and interest of the State of New Jersey in and to the above described land of which the said Hanora Johnson died seized with the appurtenances thereunto belonging and in any wise appertaining, be and the same is hereby granted and released unto the said Josephine M. Babo, Loretta Koerkel and Florence Johnson.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 199.

An Act to amend an act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies' (Revision), approved April ninth, one thousand eight hundred and seventy-five, and providing for the incorporation and management of congregations and parishes of the Protestant Episcopal church in this State, and repealing acts and parts of acts relating to religious societies, in so far as they affect or relate to the Protestant Episcopal church or congregations or parishes thereof," approved March twentieth, one thousand nine hundred and one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Amend section nine of the act entitled "A supplement to an act entitled 'An act to incorporate trustees of religious societies' (Revision), approved April ninth, one thousand eight hundred and seventy-five, and providing for the incorporation and management of congregations and parishes of the Protestant Episcopal church in this State, and repealing sundry acts and parts of acts relating to religious societies, in so far as they affect or relate to the Protestant Episcopal church or congregations or parishes thereof," approved March twentieth, one thousand nine hundred and one, so as to read as follows:

9. The annual election of any such parish, hereafter incorporated, shall be held on such secular day in the week, commencing with the first Sunday in Advent, as may be designated in its certificate of incorporation; the annual election of any such parish heretofore incorporated shall be held on the day fixed by its charter or certificate of incorporation, but if no date shall have been so fixed, then on the Monday following the first Sunday in Advent.

Notices given.

Notice of the time and place of the annual election shall be given by an advertisement set up in open view at the door of the church, or usual place of worship, ten days previous to such election, and shall also be read by the rector or officiating minister on the two Sundays next preceding such election in time of public service.

Conduct of meeting.

The rector shall preside, with the right to vote, or in the event of his absence, or if no rector be settled in the parish, the meeting shall choose one of the wardens, or if neither of the wardens be present, one of the vestrymen, or if no vestryman be present, then some duly qualified voter to act as chairman. The secretary of the vestry, or in his absence some person appointed by the chair, shall enter the proceedings in the minute book of the vestry, and shall sign the same together with the chairman.

Who may vote.

The qualifications for voters, and for such officers as may be elected by the meeting, shall be as provided from time to time by the constitution and canons of the Protestant Episcopal church in the diocese in which any such parish may be located. The chairman shall be the judge of the qualifications of the voters, shall receive the votes and declare the result. The election shall be by ballot, and the polls shall remain open for one-half hour, and for such longer time as may be required to receive the ballots of such persons as may be present and ready to vote, three persons shall constitute a quorum. In the event of failure to elect on the first ballot the required number of wardens or vestrymen to be elected at said meeting, one or more further ballots shall then be taken in the manner hereinbefore provided.

Voting by ballot.

If no election.

Officers to be chosen.

At each annual election of any such parish, hereafter incorporated, one warden shall be elected to hold office for two years, or until his successor is chosen, and one-third of the total number of vestrymen shall be elected to hold office for three years, or until their successors are chosen. At each annual election of any such parish, heretofore incorporated, both wardens and all the vestrymen may be elected to hold office for one year, or until their successors are chosen, or one warden shall be elected to hold office for two years or until his successor is chosen, and one-third of the total number of vestrymen shall be elected to hold office for three years, or until

their successors are chosen, notwithstanding any provisions in the charters or certificates of incorporation of any such parishes, or congregations or societies or churches. Terms.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 200.

A Supplement to an act entitled "An act to regulate the practice of medicine and surgery, to license physicians and surgeons, and to punish persons violating the provisions thereof," approved May twenty-second, one thousand eight hundred and ninety-four.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The State Board of Medical Examiners may appoint an agent, whose title shall be "Inspector of the State Board of Medical Examiners," who shall hold office during the pleasure of said board, and shall, during his continuance in office, be authorized to serve and execute any process issued by any court of record under the provisions of the act to which this act is a supplement. Such agent shall receive such compensation as said board shall fix. The appointment of such agent shall not be subject to the provisions of chapter 156 of the Session Laws of 1908, commonly known as the "Civil Service Law."

Inspector of
State Medical
Examiners.

Not subject to
civil service.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 201.

An Act to amend an act entitled "An act providing for the salaries of the clerks of the recorders or police courts in the cities of the second class now having or which may hereafter have a population of seventy thousand inhabitants," approved April twenty-seventh, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

1. Section one of the act of which this act is amendatory be, and the same is hereby amended so that it shall read as follows:

Salary of
clerk of police
court.

1. The clerk appointed in and for each of the police courts or recorder's courts in any city of the second class in this State, now having, or which may hereafter have, a population of seventy thousand inhabitants, shall receive and be paid an annual salary, to be fixed by the board of aldermen, common council or other governing body of such city, at not less than nine hundred dollars nor more than eighteen hundred dollars per annum, however, to be paid in equal monthly payments.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 202.

A Supplement to an act entitled "An act to incorporate trustee of religious societies," approved April ninth, one thousand eight hundred and seventy-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Various
church socie-
ties incorpo-
rated as State
organization.

1. It shall be lawful for Spiritualist societies, churches and congregations of this State, which are now a branch

of or which are now organized in accordance with the Constitution, By-Laws and Rules of the New Jersey State Association of Spiritualists, an auxiliary of the National Spiritualists' Association of the United States of America, incorporated as a religious society under the laws of the District of Columbia, to join themselves together for the purpose of incorporating their State association under the provisions of an act, to which act this is a supplement, entitled "An act to incorporate trustees of religious societies," approved April ninth, one thousand eight hundred and seventy-five, as hereinafter provided.

2. Delegates shall be chosen for the above purposes in the same manner as delegates are now chosen to represent said churches, societies and congregations under the Constitution, By-Laws and Rules of the said New Jersey State Association of Spiritualists, and shall, in convention assembled, proceed to elect nine trustees to hold office for one year, or until their successors, in like manner, shall be elected for the same term, which board of trustees shall include the officers of said corporation, who shall be a president, vice-president, secretary and treasurer.

3. The officers and trustees shall then certify to the Secretary of State the following:

I. The time, place and purpose of such assembling.

II. The name of such corporation, which shall be the "New Jersey State Association of Spiritualists."

III. The location of the principal office.

4. Upon the filing of the certificate with the said Secretary of State, the said trustees and their successors shall be and continue to be a corporation in fact and law to all intents and purposes and shall have power:

I. To have perpetual succession by its corporate name; to sue and be sued in any court of law or equity; to make use of a common seal and alter the same.

II. To grant all charters of Spiritualist churches, societies and congregations and to revoke them for good cause.

III. To adopt a constitution and make by-laws; to make laws governing individual societies, churches and

Delegates.

Convention.

Trustees and officers.

Certificate to set out certain information.

Powers:

Succession;

Grant charters;

Details;

congregations; to prescribe the qualifications of ordained, licentiate and assistant ministers and the method by which candidates for the ministry shall be examined touching their qualifications to become such, and to maintain colleges, seminaries and other schools for educating and preparing persons for the ministry.

Acquire, hold
land, etc.

IV. To purchase, acquire, receive, have and hold any lands, tenements, hereditaments, legacies, donations, moneys, goods and chattels in trust for the use of the said corporation, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof.

Approved March 11, 1922.

CHAPTER 203.

A Supplement to an act entitled "An act to incorporate trustees of religious societies," approved April ninth, one thousand eight hundred and seventy-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Incorporation
of Spiritualist
societies.

I. It shall be lawful for any Spiritualist society, church or congregation hereinafter referred to as "church," in this State, which is a branch of and which is organized in accordance with the provisions of the Constitution, By-Laws and Rules of the New Jersey State Association of Spiritualists, an auxiliary of the National Spiritualists' Association of the United States of America, incorporated as a religious society under the laws of the District of Columbia, to become incorporated under the provisions of an act, to which act this is a supplement, entitled "An act to incorporate trustees of religious societies," approved April ninth, one thousand eight hundred and seventy-five, as hereinafter stated.

2. A meeting shall be called by a written notice signed by at least seven duly enrolled members of full age of such church, who are then members in good standing, and who have contributed regularly and have submitted themselves to the jurisdiction of the said New Jersey State Association of Spiritualists and the National Spiritualists' Association of the United States of America. This notice shall designate the time and place of such meeting and the objects for which it is called, namely, for the purpose of incorporating such church, selecting the corporate name therefor and electing the trustees thereof; such notice shall have endorsed thereon the approval of the president or vice-president, the treasurer and secretary of the said New Jersey State Association of Spiritualists, and such notice shall be publicly read at each regular service of such church two successive Sundays next preceding the said meeting.

Notice of meeting.

Purposes.

Endorsement.

3. Only duly enrolled members of said church in good and regular standing and of full age shall be entitled to vote or act as officers at such meeting; seven qualified voters shall constitute a quorum at such meeting and all questions shall be decided by a majority of those present.

Who may vote.

Quorum.

4. The members of such church having met at the time and place appointed, the meeting shall be called to order by one of the signers of the notice thereof. At such meeting there shall be elected from the qualified voters present, a chairman, a clerk and two inspectors of election. The clerk and the inspectors of election shall be the judges of the qualifications of the voters and shall receive the ballots cast.

Organization.

5. The meeting shall then decide whether the said church shall become incorporated and if the decision be in favor of incorporation, the meeting shall decide further:

Objects.

I. The corporate title which shall include the words "Spiritualist Church" or "Society of Spiritualists," prefixed by "First," "Second" or other numerical designation, and followed by the name of the municipality where it shall be located.

II. The date for holding the annual election of trustees thereof.

III. The number of trustees of such church which shall be either three, six or nine.

Trustees.

The meeting shall then elect by ballot from the individuals qualified to vote thereat, the number of trustees so decided upon, which shall be divided into three classes, to serve for one, two and three years respectively or until their successors shall be elected and take office.

Terms.

At the conclusion of the term of office of the trustees elected for one and two years respectively, their successors shall be elected for the term of three years.

Certificate to be filed with county clerk.

6. The chairman and clerk of the said meeting shall make, sign and acknowledge before any person authorized to take the acknowledgment and proof of deeds in this State, and transmit to the clerk of the county in which such board is elected, a certificate in writing, which shall set forth:

I. That the said meeting was called and organized in accordance with the provisions set forth in section three of this act.

II. The name assumed as the corporate title.

III. The number of trustees.

IV. The names of the individuals elected as trustees with the term of office of each.

Approval by State association.

7. The approval of the said New Jersey State Association of Spiritualists shall be appended to said certificate, signed by the president or vice-president, the treasurer and secretary thereof, and its corporate seal affixed thereto.

Filing.

8. It shall be the duty of the said clerk promptly to file and record the said certificate for which he shall be entitled to receive one dollar; *provided, however,* that no such certificate shall be recorded unless the approval of said New Jersey State Association of Spiritualists, signed by the president or vice-president, treasurer and secretary thereof, be appended as aforesaid.

Proviso.

Body corporate.

Upon the filing and recording of the certificate thereof, the said trustees and their successors shall be and thereafter continue to be a body politic and corporate in fact and in law by the name so expressed in said certificate.

9. For such incorporated church the trustees elected in accordance with the provisions of this act shall have power :
- I. To have perpetual succession by its corporate name. Powers:
 - II. To sue and be sued in any court of law or equity. Succession; Legal position;
 - III. To make and use a common seal and alter the same. Seal;
 - IV. To purchase, acquire, receive, have and hold any lands, tenements, hereditaments, legacies, donations, moneys, goods and chattels in trust for the use of the enrolled members of such church, and to sell, grant, convey, mortgage, lease, assign or otherwise dispose of the same or any part thereof; *provided*, that no such sale, conveyance, mortgage or lease of any real property held in trust as aforesaid shall be made unless previously authorized by two-thirds of the votes cast at a regular or special meeting of its enrolled members in good and regular standing and of full age, duly called for that purpose. Property rights.
10. Every church incorporated according to the provisions of this act shall have power to adopt a constitution and make such by-laws as are not inconsistent with the Constitution or laws of the United States of America or of this State, or with the provisions of the constitution, by-laws and rules of the said New Jersey State Association of Spiritualists. Proviso.
10. Every church incorporated according to the provisions of this act shall have power to adopt a constitution and make such by-laws as are not inconsistent with the Constitution or laws of the United States of America or of this State, or with the provisions of the constitution, by-laws and rules of the said New Jersey State Association of Spiritualists. Church constitution and by-laws.
11. For perpetuating the line of succession in the trustees of any church incorporated hereunder it shall be lawful for the enrolled members of such church who are of the full age of twenty-one years, to assemble at a duly called regular or special meeting, and when so assembled to fill any vacancies or to elect new trustees by the same vote hereinbefore required for the election of the first trustees. Perpetuation of succession.
12. Any church which is a branch of and which is organized in accordance with the provisions of the Constitution, By-Laws and Regulations of the said New Jersey State Association of Spiritualists, and which is incorporated under the provisions of any act general, special or approved in this State, may become incorporated under the provisions of this act, upon taking the
- Any church may so incorporate.

No ordained, licentiate or associate minister shall be eligible to serve as an officer or trustee of the said church.

Subject to
State associa-
tion.

16. Any church organized under the provisions of this act shall be subject to the constitution, by-laws and rules of the said New Jersey State Association of Spiritualists.

17. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 204.

An Act to repeal an act entitled "An act to provide for the prevention of brooks or watercourses from overflowing their banks in an ordinary storm or freshet and for the purchase or for the condemnation of lands for that purpose and the payment of the costs of the work and land required," approved February twenty-seventh, one thousand nine hundred and thirteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Chapter 37,
P. L. 1913,
repealed.

1. An act entitled "An act to provide for the prevention of brooks or water courses from overflowing their banks in an ordinary storm or freshet and for the purchase or for the condemnation of lands for that purpose and the payment of the costs of the work and land required," approved February twenty-seventh, one thousand nine hundred and thirteen, be and the same is hereby repealed.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 205.

An Act respecting licenses in incorporated camp meeting associations.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

I. The board of trustees, directors or managers of any camp meeting association heretofore incorporated under the laws of this State shall have power to make, enforce, amend or repeal ordinances to license and regulate:

Powers of camp meeting associations:

(a) Hacks, coupes, cars, omnibusses, stages, wheel chairs, and all other vehicles used for the transportation of passengers, baggage, merchandise, and goods and chattels of any kind, and the owners and drivers of all such vehicles; and the place or places or premises in which or at which the different kinds of business or occupation mentioned herein are carried on and conducted;

Regulate public vehicles:

(b) Cartmen, expressmen, baggagemen, porters, auctioneers, common criers, hawkers, peddlers, pawnbrokers, employment agencies, junk shop keepers, junk dealers, street sprinklers, bill posters, bill tackers, sweeps, scavengers, itinerant venders of merchandise, medicine and remedies, and the place or places or premises in which or at which the different kinds of business or occupations mentioned herein are carried on or conducted;

Certain businesses;

(c) Automobile garages, bath houses, swimming pools, restaurants, hotels, boarding houses, lodging houses, or other places used for sleeping or lodging purposes and the keepers thereof;

Hotels, garages, restaurants, baths;

(d) Lumber and coal yards, stores for the sale of meats, groceries and provisions, dry goods and merchandise, and goods and chattels of every kind, and all other kinds of business conducted within the limits of such association other than those herein mentioned, the place or places of business or premises in which or at

Sale of coal, merchandise, etc.;

Amusements; which the different kinds of business or occupations are to be carried on or conducted, traveling or other shows, circuses, plays, dances, exhibitions, concerts, theatrical performances, and all street parades in connection therewith; and also theatres, show houses, opera houses, concert halls, dance halls, pool or billiard parlors, exhibition grounds, and all other places of public amusement;

Signs and stands. (e) All signs or other objects projecting beyond the building line, into or over any public street or highway; also all street stands for the sale or distribution of merchandise or other articles.

License fees. 2. Such board of trustees, directors or managers shall have power to fix the fees for such licenses which may be imposed for revenue and to prohibit all persons and places and all vehicles unlicensed from acting, using or being used in said capacities and for such uses and purposes.

Penalties for violation of ordinances. 3. Said board of trustees, directors or managers shall have power to fix and prescribe a penalty or penalties for the violation of such ordinance or ordinances or any section thereof, either by imprisonment in the county jail or in any place provided by the camp meeting association for the detention of prisoners, not exceeding sixty days or a fine not exceeding one hundred dollars, or both. The magistrate before whom any violator of any such ordinance or ordinances is convicted, shall have power to impose any fine or term of imprisonment not exceeding the maximum fixed in such ordinance. In default of the payment of any fine imposed thereunder, any person convicted of the violation of such ordinance may, in the discretion of the magistrate by whom he was convicted, be imprisoned in the county jail or in any place of detention provided by the camp meeting association for any term not exceeding sixty days.

May imprison for not paying fine.

4. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 206

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any teacher, principal or supervising principal, under tenure of service, desiring to relinquish his or her position, shall give the employing board of education sixty days' written notice of such intention, unless the local board of education approve of a release on shorter notice. Notice of intention to quit.

2. Any teacher failing to give such notice shall be deemed guilty of unprofessional conduct, and the Commissioner of Education is authorized to suspend the certificate of such teacher for a period of not exceeding one year. Action on failure to give notice.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 207.

An Act to incorporate the Borough of Franklin Lakes, in the county of Bergen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The inhabitants of that portion of the township of Franklin, in the county of Bergen, contained within the limits hereinafter set forth are hereby constituted and declared to be a body politic and corporate, in fact and Corporate name.

in law, by the name of the Borough of Franklin Lakes, and shall be governed by the general laws of this State relating to boroughs.

Boundaries of
borough of
Franklin
Lakes.

2. The territorial limits of said borough shall be as follows:

Beginning at the center of the bridge known as Babbits bridge, over the Hohokus brook, on the road leading from Wyckoff to Ramsey, said point being in the southerly line of the township of Hohokus, and running from thence (1) south, seventy-five degrees and fifty-two minutes west, six thousand eighty-seven feet; thence (2) south, fifteen degrees and eight minutes east, fifteen thousand feet, to the line of the county of Passaic; thence (3) westerly, along said county of Passaic, fifteen thousand five hundred feet, to the easterly line of the borough of Oakland; thence (4) northerly, along the easterly line of the borough of Oakland, twenty-three thousand feet, to the southerly line of the township of Hohokus; thence (5) easterly, along the southerly line of the township of Hohokus, eleven thousand five hundred feet, to the point or place of beginning.

Referendum.

3. This act shall take effect immediately; *provided*, it shall not operate to effect the incorporation of the inhabitants of the above described territory as a borough of this State until it shall have been adopted by a vote of a majority of the legal voters residing in said above described territory voting thereon at a special election to be held within said above described territory within sixty days from the date of the approval of this act; such special election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. of a day and at a place within said above described territory to be fixed by the clerk of the township of Franklin, in the county of Bergen.

Special elec-
tion.

Notice of
election.

4. The clerk of said township of Franklin shall provide a suitable place for the holding of said election, and shall cause public notice of the time, place and object of said election to be given by advertisement, signed by himself, set up in at least five public places within the above described territory for at least two weeks prior thereto, which notice shall also be published once a week

for a like space of time in one newspaper printed in the county of Bergen and circulating in said above described territory.

5. Said election shall be by ballot, and shall be held at the time and place so appointed, and shall be conducted by the board of registry and election for the second election district of the township of Franklin aforesaid. The registry of voters used at the last general election by the election boards of the first and second election districts of the township of Franklin aforesaid shall be used at said election, and the board of registry and election for the second election district of said township of Franklin aforesaid shall meet one week next preceding the day fixed for said special election, at the place where the said election is to be held, from one o'clock P. M. to nine o'clock P. M., for the purpose of making a correct registry list of all the legal voters residing in the above described territory and qualified to vote at said election. The clerk of the township of Franklin shall give public notice of such meeting of said board of registry and election for the second election district of the township of Franklin by advertisement, signed by himself, set up in at least five public places within the above described territory, and publish once in a newspaper printed in the county of Bergen and circulating therein at least one week prior to the day so fixed for said meeting. No sample ballots need be mailed or provided for said special election.

Election, how conducted.

Registry.

Notice of meeting of election board.

6. The clerk of said township shall provide the necessary ballots for the voters voting at said election, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions to the voters in the following form:

Ballots.

Proposition.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes;" if you are opposed thereto, make an X mark in the square to the left of and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the Borough of Franklin Lakes, in the county of Bergen," be adopted?
	No.	

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of said proposition.

If the voter shall make an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no marks shall be made in the square to the left of and opposite either the word "Yes" or "No," it shall not be counted as a vote either for or against such proposition.

Result certified.

The said officers holding said election shall immediately at its close certify in writing, under their hands, in duplicate, the result thereof, one of which certificates shall be filed forthwith with the clerk of the township of Franklin aforesaid, and one with the clerk of the county of Bergen. The county board of elections shall proceed to canvass and determine the vote cast at said election at the time and in the manner provided by law. and a statement of the total result of said canvass shall be filed in the county clerk's office, and the county clerk shall thereupon forward to the Secretary of State and the clerk of the township of Franklin aforesaid, respectively, a certified copy of such statement.

Canvass.**Statement filed.**

Approved March 11, 1922.

CHAPTER 208.

A Supplement to an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever in any answer to any action brought in any District Court now or hereafter created under the provisions of the act to which this is a supplement, the defendant shall file any set-off, counter-claim, discount or recoupment wherein it shall be made to appear that the amount claimed in such set-off, counter-claim, discount or recoupment shall exceed the sum or value limited for the jurisdiction of said court, such action shall, upon application on behalf of the defendant, accompanied by an affidavit of such defendant or his or her duly authorized agent, that he or she verily believes that the amount of such claim, when established by proof, will be greater than the sum or value limited for the jurisdiction of said court, and that said set-off, counter-claim, discount or recoupment is filed in good faith and not for the purpose of delay, upon order of the court, be transferred with the record thereof, and all papers filed in the cause, for hearing and determination, to the Circuit Court of the county in which such District Court is situate, which shall thereupon proceed therein as if the cause or matter had been originally commenced in that court. The record shall, when necessary, include a transcript of all entries and proceedings in the cause.

Transfer of action to Circuit Court when set-off exceeds jurisdiction of court.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 209.

A Supplement to an act entitled "An act to provide for the purchase of sites for the erection and equipment of an armory or armories in any county in the State and making appropriations therefor, and to provide for the taking of real estate for such sites by commission in case the same cannot be purchased by agreement," approved April seventh, one thousand nine hundred and nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Appropriation
for armory
at Englewood.

1. The sum of fifty thousand dollars, or so much thereof as may be necessary, be and the same hereby is appropriated out of the State fund, when included in any annual or supplemental appropriation bill, for the purchase of an armory for units of One Hundred and Fourth Regiment Engineers at Englewood, New Jersey, and for additions to the existing building of the same organization at that place, and for the furnishing and equipping thereof, pursuant to chapter two hundred and fifty-four, page six hundred and forty-four, of the laws of one thousand nine hundred and seven, as amended by chapter fifty-two, page seventy-four, of the Laws of one thousand nine hundred and nine, and supplements thereto.

2. This act shall take effect immediately.
Approved March 11, 1922.

CHAPTER 210.

A Further Supplement to an act entitled "An act respecting conveyances (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Every deed of lands, tenements and hereditaments heretofore made by a corporation shall be held to have vested in the grantee or grantees thereof as full and ample an estate in said lands as was thereby intended to be conveyed, notwithstanding said deed shall not have been sealed with the corporate seal; *provided*, that the attestation clause and the proof or acknowledgment shall recite that the said deed was sealed by said grantor.

Validating
deed not
sealed.

Proviso.

2. The record of such deed shall be admissible in evidence, so fully and completely for all purposes as if such deed had been duly sealed.

Record in
evidence.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 211.

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In any school district comprised of a township, incorporated town or borough, the annual election of

Annual school
election.

members to the board of education of the said district shall be conducted in accordance with the provisions of this act.

Nomination
of candidates.

2. Candidates to be voted for at the regular school election for members of the district board of education shall hereafter be nominated directly by petition, as hereinafter provided.

Nominations
by petitions.

3. Said petition nominating a candidate for member of the board of education shall be addressed to the clerk of the board of education and shall set forth that the signers thereof are qualified voters of the school district in which they reside and for which they desire to nominate the said candidate; that they endorse the candidate named in the said petition for member of the board of education, and that they request that the name of the person so endorsed be printed upon the official ballot to be used at the ensuing election for members of the board of education. Said petition shall further state the residence and post-office address of each person so endorsed, and shall certify that the person so endorsed is legally qualified under the laws of this State to be elected a member of the said board of education. Accompanying the said petition the person endorsed therein shall file a certificate stating that he is qualified to be elected a member of the said board of education; that he consents to stand as a candidate for election, and that, if elected, he agrees to accept and qualify as a member of the said body.

What petition
to show.

Acceptance of
nomination.

Separate
petitions.

Proviso.

4. No petition shall contain the name of more than one candidate so endorsed, but not all of the names need be signed to a single petition, but any number of petitions of the same purport may be filed; *provided*, in the aggregate the signatures thereto endorsing any one person as a candidate shall contain at least the names of ten persons.

Verification
of petition.

5. Each of the said petitions shall be verified by the oath or affirmation of one or more of the signers thereof, taken and subscribed before a person qualified under the laws of this State to administer an oath, to the effect that such petition is signed in their own proper handwriting by each of the signers thereof; that the said signers are, to the best knowledge and belief of the affiant,

legally qualified to vote at the ensuing election, and that the said petition is prepared and filed in absolute good faith for the sole purpose of endorsing the candidate therein named in order to secure his election as a member of the said board of education.

6. The said petition shall be filed at least five days before the date of the annual election for members of the said board of education. When filed.

7. The names of the candidates shall be printed upon the official ballot according to the alphabetical order of their surnames and the grouping of two or more candidates upon any ballot to be used for the election of members of the said district board of education is hereby prohibited. Ballots.

8. In case any petition requesting that the name of the person so endorsed be printed upon the official ballot shall be found to be defective, it shall be the duty of the clerk of the board of education to forthwith notify the candidate so endorsed, setting forth the nature of such defect, and the dates when the ballots will be printed and the candidate endorsed on the defective petition referred to shall be permitted to amend such petition either in form or substance, so as to remedy such defect, at any time prior to the date set for the printing of such ballots. In case of defective petition.

9. Each ballot shall have at the top thereof a coupon at least one inch deep extending across the ballot above a perforated line. The coupons shall be numbered consecutively from one to the number of ballots prepared for use in such election. Upon the coupon and above the perforated line shall be the words "to be torn off by the judge of election" and "Fold to this line." Below the perforated line shall be printed the words "School Election Ballot," and below which and extending across the ballot in one or more lines shall be the name of the municipality or municipalities comprising the said school district, the date of the said election, and if the said district be divided into two or more polling places the number, name, or other mark or designation to distinguish the said polling place and the printed facsimile signature of the clerk of the board of education. The heading shall be set apart from the body of the ballot. Amending petition.

Description of ballot.

by a heavy diagram rule. Below this rule shall be printed the following direction instructing the voter how to indicate his choice for the person for whom he may desire to vote and stating the maximum number of candidates he may vote for: "To vote for any person whose name appears on this ballot mark a cross (X) or plus (+) with black ink or black pencil in the place or square at the left of the name of such person." Below these instructions shall be printed a heavy diagram rule below which shall be printed such directions to the voter as may be necessary as "Vote for one," or "Vote for two," or a greater number as the case may be, immediately after which shall be printed the names of the candidates duly nominated by petition; *provided*, that the names of the candidates shall be printed as they appear signed to the certificate of acceptance, but no candidate who shall have failed to file a certificate of acceptance shall have his name printed upon the said ballot. The same size and style of type shall be used in printing the name of each candidate; *provided*, that between the name of each candidate shall be printed a heavy diagram rule and the space between each of the said rules shall be exactly equal. Immediately after the space allotted to the names of candidates there shall be as many ruled blank spaces as there are members to be voted for. Immediately to the left and on the same line with the name of each candidate and blank space there shall be printed a square the same size of type in which the name of the candidate is printed, which type shall, in no case, be larger than twenty-four point.

Proviso.

Proviso.

10. The following is an illustration of the said form of ballot: Illustration of ballot.

No.

To be torn off by the Judge of Election. Fold on this line.

SCHOOL ELECTION BALLOT.
Township of Webster.
February 14, 1922.

Polling District No. 1.
Main Street School.

John Henry Doe,
Township Clerk.

To vote for any person whose name appears on this ballot mark a cross (X) or plus (+) mark with black ink or black lead pencil in the place or square at the left of the name of such person.

For Membership to Board of Education—Full term.
(Vote for three.)

Rutherford B. Fallon.

William F. Seibel.

James A. Stephens.

Thomas Templeton.

For Membership to Board of Education—Unexpired
One-year Term. (Vote for one.)

Francis R. Loori.

Arthur H. Patterson.

using as much of the said form as may be applicable to the current school board election and extending the same to provide for cases not herein specified.

Paper.

11. The ballots shall be printed on plain white paper uniform in size and quality and of such thickness that the printing thereon cannot be distinguished from the back of the paper, and without any mark, device or figure on the front or back thereof except as provided for in this act.

Registry list.

12. The said clerk of the board of education shall at least seven days before the holding of such election obtain from the person having in charge the poll books for the municipality or municipalities, or election districts, comprised within said school district, and no person shall be permitted to vote at such school election unless his or her name appears on said books as having voted at the preceding general election; *provided, however,*

Proviso.

that any person who shall have become of age since the preceding general election, and shall be otherwise possessed of all the qualifications which would entitle such person to vote in any general election, shall, upon application to the clerk of the board of education at least two days prior to the holding of such school election be entitled to vote in said school election. Should any person so mentioned in this proviso make application, as aforesaid, it shall be the duty of the clerk of the board of education to compile separately a registry of such applicants and the list so compiled, as aforesaid, shall have the same force and effect for the purposes of this act as the poll books, and a person's name so appearing thereon shall be entitled to vote at such school election as if his or her name had appeared on the poll books

Adding names to list.

of the preceding general election. The clerk of the board of education shall cause said election to be advertised at least one week before the holding thereof in some newspaper circulating in said school district; *provided, however,* that upon a petition of twenty-five or more voters duly submitted at least twenty days prior to the date of the election, the board of education may divide the school district into two or more polling places, for the purposes of holding said elections.

Notice of election.

Proviso.

13. The polls for the said election shall be opened at such time as the board of education may designate between the hours of two and nine P. M., and shall remain open at least one hour, or as much longer as may be necessary to poll the vote of the district. The board of education shall furnish suitable books in which shall be entered the names and addresses of each person voting within each of the said municipalities, and no person shall vote at such election except as provided in section twelve of this act.

Polls open.

List of those voting.

14. The board of education before they receive any vote, shall make public proclamation by the president or the clerk of the opening of the election, and of their readiness to receive the vote of the voters. A judge of elections and two tellers shall be elected by those present and thereupon the election shall be opened and the balloting shall continue without recess in accordance with the instructions printed upon the ballots used at said election and in accordance with the provisions of this act until the hour of closing shall have arrived.

Procedure at polls.

15. Immediately after the close of the polls the said board of education shall proceed forthwith to count the votes for each candidate and shall complete the said count without delay or adjournment. The said counting shall be open and public, but not to such an extent that the number of persons present shall hinder, delay or inconvenience the election officers in counting the ballots and ascertaining the result. The said board shall also fill out and certify to the correctness of the count upon any statements that may be required by one or more school officials as provided for in the act of which this act is a supplement. The said board shall also forward all ballots and tallies to the proper officer as may be required by the provisions of the same act.

Counting the vote.

Certified statements.

16. After the said canvass of votes herein provided for has been completed it shall be the duty of the judge of election to announce publicly the result of the said election and any candidate may, upon request made in writing to the members of the board of education, secure a certified statement of the count in the said district and the members of the board are hereby instructed to issue such certificates to any candidate upon request

Announcement of result.

made in accordance with the provisions of this act, upon the completion of the canvass of the votes cast or as soon thereafter as may be possible before the time of closing of the said voting place.

Equipping polling places.

17. The clerk of the municipality forming the school district is hereby empowered and instructed to furnish the proper equipment of polling places to enable the board of education to carry out the duties imposed upon them by the provisions of this act. The said equipment shall consist of tables, chairs, lights and all other things which may be considered necessary for the performance of the said duties, and the same shall be ready and properly erected in ample time to enable them to perform their duties in accordance with the provisions of this act.

Questions on ballot.

18. All questions to be voted upon at the said school election or any other proposition or question that may be required shall be placed upon the ballot, as required in accordance with the provisions of the act of which this act is a supplement, immediately following the names of the candidates for election to the board of education in the following form:

	Yes.	(Question to be voted on.)
	No.	

Marking ballot.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of said proposition.

If the voter shall make an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no marks shall be made in the square to the left of and opposite either the word "Yes" or "No," it shall not be counted as a vote either for or against such proposition.

As to repealing part of act.

19. The passage of this act shall not repeal any section or part of the act of which this act is a supplement

except such parts as may be inconsistent with the provisions of this supplement.

20. This act shall take effect immediately.

21. If any clause, sentence, paragraph or part of this act shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Validity of act.

Approved March 11, 1922.

CHAPTER 212.

An Act to authorize the acquisition by the State of the Morris canal (as defined in this act), in whole or in part, and all the stock of the Morris Canal and Banking Company and the rights of all stockholders in said company and in said canal property and water rights, and all or any part of the right, title and interest of the Lehigh Valley Railroad Company in said canal property and water rights by virtue of its lease of said canal from the Morris Canal and Banking Company, or otherwise; to provide for a commission authorized to negotiate and agree upon terms of settlement with the Morris Canal and Banking Company and the Lehigh Valley Railroad Company, in relation to the said canal property and water rights, and to vest in said commission certain powers necessary for carrying out the terms of settlement and to make such other provisions as may be necessary to effectuate the objects aforesaid.

WHEREAS, For the purpose of encouraging and promoting the construction of a public canal from the

Preamble.

Delaware river to the Passaic river, the State, by act of December thirty-first, one thousand eight hundred and twenty-four, chartered the Morris Canal and Banking Company, and granted to said company certain franchises and privileges mentioned therein, by virtue of which the said canal was constructed and completed to the Passaic river about the year one thousand eight hundred and thirty-one; and

Preamble. WHEREAS, By subsequent legislative authority said canal was extended to the Hudson river about the year one thousand eight hundred and thirty-six; and

Preamble. WHEREAS, By act of March fourteenth, one thousand eight hundred and seventy-one, the State authorized the making of a lease of the canal, its works, property and appurtenances, and the same were accordingly, on May fourth, one thousand eight hundred and seventy-one, leased to the Lehigh Valley Railroad Company, a corporation of the State of Pennsylvania, which company has since that time been in the possession of the canal; and

Preamble. WHEREAS, It is desirable, among other things, that the State of New Jersey should acquire the said canal property and rights, in whole or in part; and

Preamble. WHEREAS, The acquisition of the said property of the Morris Canal and Banking Company, in whole or in part, and the right, title and interest therein of the Lehigh Valley Railroad Company, and the other property described in the provisions of this act, are deemed necessary for the public uses of the State, and to effect the objects and purposes of this act;

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Explanation
as to what is
included in
the term "Mor-
ris Canal."

1. The term "Morris Canal" as herein used means and includes all of the property, lands, rights, easements, privileges and franchises of whatsoever character now vested in the Morris Canal and Banking Company as well as that which has passed to or has been directly or indirectly acquired by the Lehigh Valley Railroad Company, a corporation of the State of Pennsylvania, as lessee under and by virtue of a certain indenture of lease bearing date the fourth day of May, one thousand eight

hundred and seventy-one, between the Morris Canal and Banking Company and said Lehigh Valley Railroad Company under and by virtue of the authority of an act of the Legislature entitled "A further supplement to the charter of the Morris Canal and Banking Company." approved March fourteenth, one thousand eight hundred and seventy-one, including two tracts of land and land under water in Jersey City fronting on the Hudson river, known as the "Little Basin" and the "Big Basin," respectively, and including any water rights and rights of diversion now or formerly vested in said Lehigh Valley Railroad Company or said Morris Canal and Banking Company, excepting any such rights that may have been acquired by any municipality of this State.

2. William H. Spear, of Jersey City, Hudson county, Frank H. Sommer, of Newark, Essex county and Louis A. Focht, of Trenton, Mercer county, citizens of this State, are hereby appointed as commissioners to negotiate and agree upon terms of settlement with the Morris Canal and Banking Company and the Lehigh Valley Railroad Company, in relation to the matters hereinafter mentioned, who shall possess and have authority to execute the powers hereinafter provided. The said commissioners, before entering upon the discharge of their duties shall subscribe an oath, which shall be filed in the office of the Secretary of State, of New Jersey, that they will truly, faithfully and impartially, to the best of their ability, discharge the duties devolved upon them by this act. Said commissioners shall have power to hold hearings and to make investigations, either within or without the State of New Jersey, for the purpose of ascertaining the facts necessary to enter upon the negotiations, and to arrive at just terms of agreement and settlement, as provided in this act. Said commissioners shall be entitled, as compensation for their services, to the sum of five thousand dollars, each, to be paid at the rate of five hundred dollars per month until they have filed their report as hereinafter mentioned, whereupon they shall become immediately entitled to any balance of said sum of five thousand dollars not theretofore paid to them. They are authorized to expend a sum not ex-

Commissioners on negotiation.

Oath.

Power to investigate.

Compensation.

Expenditure authorized.

- ceeding ten thousand dollars for such assistance as they may require. The State Treasurer of the State of New Jersey shall honor all of the warrants of the commissioners for such compensation and expenses out of any funds in the State treasury otherwise unappropriated. In the event of the death, refusal, resignation or other inability of any of the persons named herein as commissioners to serve as such, the Governor shall appoint some one in the place and stead of such person.
- Vacancy.
- Terms of agreement and settlement.
3. Said commissioners are authorized, in behalf of the State of New Jersey, to make such terms of settlement and agreement between the State and the Morris Canal and Banking Company and the Lehigh Valley Railroad Company as they may deem advisable to secure the transfer of said Morris Canal as hereinbefore defined, in whole or in part, to the State of New Jersey, subject to the limitations hereinafter provided. Such settlement and agreement may include the grant by the State of any of said canal property, or the State's rights therein, to the Lehigh Valley Railroad Company, in consideration of the release by said company of its rights in the remainder of said Morris canal property, or upon other consideration in whole or in part; *provided*, that said commission shall not be authorized to make any settlement obligating the payment of any sum of money by the State to the Lehigh Valley Railroad Company or said Morris Canal and Banking Company or any other person.
- Proviso.
- Report.
- Said commissioners shall make and file their report under this act on or before December first, nineteen hundred and twenty-two.
- If no settlement effected.
4. If said commissioners shall be unable to effect a settlement with the said canal company and the said railroad company, they shall report said fact to the next Legislature, together with any recommendations for further legislative action which they may deem advisable. If the commissioners shall make a settlement with the said canal company and said railroad company, they shall forthwith file with the Board of Conservation and Development of this State a report containing the terms of such settlement.
- Report of settlement filed.

5. If the commissioners shall file a report fixing terms of settlement and agreement with said railroad company and said canal company, then said commissioners shall proceed to carry out the terms of said settlement and agreement. Said commissioners are authorized and directed in that event to cause to be executed on behalf of the State proper instruments in writing, approved as to form by the Attorney-General, signed by the Governor, and with the seal of the State thereto affixed, duly attested, conveying to the said railroad company or said canal company any and all right, title and interest of the State in said canal property agreed to be conveyed by said report of settlement and agreement, and to deliver such instruments to said company or companies, upon receiving from them appropriate instruments in writing, approved as to form by the Attorney-General, to carry out on their part the terms of settlement as provided for in said report, and upon said companies performing any other things on their part to be performed.

Carrying out terms of settlement.

Conveyance.

6. The control and management of all the property, real and personal, conveyed and transferred to the State by the Lehigh Valley Railroad Company or the Morris Canal and Banking Company, or otherwise acquired, pursuant to the terms of this act, shall be vested in the said Board of Conservation and Development, subject to further action by the Legislature. If in order to carry out the terms of settlement and agreement made by the commissioners, it becomes necessary to condemn any of the shares of stock of the Morris Canal and Banking Company not owned by the Lehigh Valley Railroad Company, the proceedings for such condemnation shall be conducted by the Attorney-General at the request of the Board of Conservation and Development. Such proceedings shall be had under the provisions of the act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), and any supplement or amendments of said act so far as applicable and so far as consistent with the provisions of this act; *provided, however*, that the estate, right, title and interest of the Morris Canal and Banking Company and Lehigh

Control of canal vested in State board.

Condemnation of stock.

Procedure.

Proviso.

As to Lake
Hopatcong.

Valley Railroad Company, General Securities Company, or their successors or assigns, in and to the waters of Lake Hopatcong and the lands under the same, together with the lock and dam at the outlet of the lake, with the lands necessary for their maintenance, operation and control, shall be vested in the State, and shall be maintained as and for an aquatic public park for boating, bathing, fishing and winter sports, and the lake level shall be maintained for said purpose at the normal high water mark as now established, natural elements permitting.

7. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 213.

A Supplement to an act entitled "An act concerning local boards of health and employees thereof in cities in this State, and for the relief of such employees," approved April second, one thousand nine hundred and thirteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Physical examination
necessary for
membership.

Certificate
produced.

1. Any employee applying for membership in the association created under said act and the benefits thereof, shall have passed, at the time he entered service, a physical examination satisfactory to and conducted by a physician designated by the board of trustees of the Pension Fund, or he shall pass a physical examination satisfactory to and conducted by such a physician at the time of his application for membership in such association and the benefits of this act. Such applicant for membership shall produce a certificate of good health signed by such a physician before being admitted to such membership and the benefits of the act.

2. All applicants for retirement shall make application for retirement in writing, to the board of trustees of the Pension Fund. Such application upon being acted upon favorably by a majority of the board of trustees of said Pension Fund shall be granted; *provided, however,* that all charges and dues against the applicant as shown by the books of the Pension Fund have been paid in full.

Application

Proviso.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 214.

An Act to authorize any municipality in this State located upon navigable waters to expend moneys for the deepening or widening of the channel of such navigable waters and to agree with any other municipality so located and or with the county in which such municipalities are situated respecting the joint improvements of such navigable waters and the division of the cost.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. From and after the passage of this act it shall be lawful for any municipality bordering upon a navigable stream to expend moneys for the deepening or widening of the channel of such stream, which moneys may be raised by taxation or by the sale of bonds in accordance with the laws of this State.

Taxation for deepening streams.

2. Any such municipality may enter into agreement with any other municipality likewise bordering upon such navigable stream, and or with the board of chosen freeholders of the county in which such municipalities are situated for the joint expenditure of such sums of money as may be necessary for the purposes stated in the first section hereof. The cost of carrying out such

Joint action by municipalities.

purposes may be divided between such municipalities and such county in such proportions as may be agreed upon between them.

Additional
legislation.

3. This act shall take effect immediately and shall be deemed additional legislation on the subject matter hereof.

Approved March 11, 1922.

CHAPTER 215.

An Act to repeal an act entitled "An act to provide for the taxation of real and personal property in this State for the construction of public roads," approved April twelfth, one thousand nine hundred and twenty-one.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Chapter 303,
P. L. 1921,
repealed.

Proviso.

1. An act entitled "An act to provide for the taxation of real and personal property in this State for the construction of public roads," approved April twelfth, one thousand nine hundred and twenty-one, be and the same is hereby repealed; *provided, however*, that this act shall not be operative unless and until an act entitled "An act for the construction, improvement, reconstruction and rebuilding of the State Highway System, providing for the defraying of the cost of the same by the taxation of real and personal property in this State, and by the creation of a debt of the State in an amount not exceeding forty million dollars by the issuance of bonds therefor, and for the submission of this act to the people at a general election, shall become operative in all its parts by a favorable vote of the people of the State."

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 216.

An Act to authorize the erection and equipment of a troop armory at Westfield, New Jersey, according to the provisions of an act entitled "An act to provide for the erection and equipment of armories in counties of the second class in this State and making appropriations therefor," approved April twenty-seventh, one thousand nine hundred and eleven, and the acts amendatory thereof and supplementary thereto.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. In accordance with the provisions of an act entitled "An act to provide for the erection and equipment of armories in counties of the second class in this State and making appropriations therefor," approved April twenty-seventh, one thousand nine hundred and eleven, and the acts amendatory thereof and supplementary thereto, the State Military Board is hereby authorized to proceed with the erection and equipment of a troop armory at Westfield, in the county of Union of this State, in accordance with the provisions of said act.

Armory in Westfield.

2. The sum of one hundred and fifty thousand dollars is hereby appropriated for such purpose, to be expended in accordance with the provisions of paragraph six of said act, when such sum shall be included in the annual appropriation bill.

Appropriation.

3. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 217.

An Act to supplement an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Changing
course of
stream.

1. Whenever any board of chosen freeholders is about to construct a bridge over any stream of water which may pass the location of said proposed bridge diagonally to the same and the said board of chosen freeholders shall determine by resolution of said board that it is advisable to change the course of said stream of water insofar as it may be necessary to cause the said stream to pass under the location of said proposed bridge at right angles thereto, it shall have power so to do and to acquire by gift, purchase or condemnation, any lands, or a right of way in any lands, over which the said stream of water shall pass by reason of the said diversion in the course of said stream.

Acquire land
for the pur-
pose.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 218.

An Act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 179
amended.

1. Section one hundred and seventy-nine of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

179. Ten per centum of the full amount of the State school tax annually raised shall be known as a reserve fund and shall on or before the fifteenth day of February in each year be apportioned by the State Board of Education in the following manner to wit: One-tenth of said reserve fund, being one per centum of the said State school tax, shall be known as an emergency fund and shall be allotted and distributed according to the discretion of the board to those school districts within the State, which from written reports submitted by the county superintendents to the Commissioner of Education and approved by him, are judged to contain too little ratable property to afford adequate local school taxes. Allotments to such districts shall be made from the said emergency fund for school maintenance as shall in the opinion of the board best serve to provide the children resident therein with proper opportunities of common schooling. The State Comptroller shall, on the order of the Commissioner of Education, draw his warrant on the State Treasurer in favor of the custodian of each school district to which has been allotted a portion of the emergency fund; *provided*, that not more shall be distributed from this fund than the one-tenth part of the said reserve fund; *and provided*, *further*, that should there be any balance remaining in said emergency fund so allotted as above, such balance shall be distributed as a part of the reserve fund. The remainder of the reserve fund, being nine per centum of the total amount of the State school tax annually raised, together with any balances remaining from the emergency fund, shall on or before the fifteenth day of February in each year, be apportioned by the board among the several counties of the State equitably and justly according to its discretion. The commissioner of Education shall, on or before the fifteenth day of January next ensuing said apportionment, draw an order on the State Comptroller in favor of each county collector for ninety per centum of the amount of the State school tax paid by said county collector to the State Treasurer, and said county collector shall apply for and be entitled to receive the amount of said order as soon as said order

Apportionment of reserve fund.

Emergency fund.

Allotments.

Proviso.

Proviso.

County apportionment.

Orders drawn.

Order for
reserve fund.

shall be received by him. The Commissioner of Education shall also draw his order in favor of each county collector for such portion of the reserve fund as shall have been apportioned to his county as aforesaid, which order shall be payable when the total amount of said reserve fund shall have been received by the State Treasurer.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 219.

An Act to validate bonds heretofore issued by cities in this State in all cases where said bonds have been issued for public purposes of such municipalities and the proceeds thereof have been or are to be applied to such public purposes.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Bond issue.
by cities vali-
dated.

1. All bonds heretofore issued by any city in this State in all cases where said bonds have been issued for public purposes of such city and the proceeds thereof have been or are to be applied to such public purposes, be and the same are hereby authorized, validated and confirmed as the valid and legally binding obligations of such city.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 220.

An Act vesting the title to real estate of which Andrew J. Frederickson died seized, and which is alleged to have escheated to the State of New Jersey, in James McGarrity.

WHEREAS, Andrew J. Frederickson, late of the town of Kearny, county of Hudson, and State of New Jersey, departed this life on the sixteenth day of September, one thousand nine hundred and twenty-one, seized of the following described tract or parcel of land, hereinafter particularly described, situate, lying and being in the town of Kearny, county of Hudson, and State of New Jersey: Preamble.

Beginning at the northeasterly corner of Passaic avenue and Clayton avenue (now known as Johnston avenue): thence along Passaic avenue northerly 2.26 feet; thence, still along Passaic avenue, north $20^{\circ} 25'$ east, 40 feet; thence, still running along said Passaic avenue, northerly, 10° east, 10 feet, to a point in the easterly side of said avenue distant 75 feet southerly from the southerly line of the land belonging to the estate of General Philip Kearny; thence south, 74° east, parallel with the line of said Kearny property, 100 feet; thence southerly, 10° west, parallel with Passaic avenue, 8 feet 7 inches; thence southerly, $20^{\circ} 25'$ west, still parallel with said line, 41 feet 5 inches; thence still south, $20^{\circ} 25'$ west, 74.01 feet, to the northerly line of Clayton avenue (now known as Johnston avenue), thence, along Clayton avenue (now known as Johnston avenue), west 100 feet, more or less, to the point or place of beginning. Description of property.

WHEREAS, The said Andrew J. Frederickson left no person or persons capable of inheriting the said lands and premises and hereditaments; and Preamble.

WHEREAS, The request and proper notice of intention to apply for the passage of this act has been given and duly published; now, therefore, Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Title to property vested in James McGarrity.

1. All the estate, right, title and interest of every kind and character of which it is alleged the State of New Jersey is seized in and to certain real estate heretofore belonging to one Andrew J. Frederickson are hereby vested in James McGarrity; such title so as aforesaid vested under the provisions of this act is validated and confirmed.

2. This act shall be deemed a private act, and shall take effect immediately.

Approved March 11, 1922.

CHAPTER 221.

An Act to amend an act entitled "An act regulating fishing in the waters of the Delaware river and bay lying between the States of New Jersey and Delaware and all the tributaries of said river and bay within said limits wherein the tide ebbs and flows," approved April twenty-seventh, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 5 amended.

1. Section five of the act to which this act is amendatory be and hereby is amended so as to read as follows:

Sturgeon fishing.

5. It shall be unlawful for any person to catch and take or attempt to catch and take any sturgeon from the Delaware river and bay lying between the States of New Jersey and Delaware and any of the tributaries of said river and bay within said limits, wherein the tide ebbs and flows, with any device excepting a seine or gill net, the meshes of which shall be not less than thirteen inches stretched measure while being fished, or to catch and take, or attempt to catch and take, any other food fish from said waters with a seine the meshes of which shall be less than two and one-half inches stretched measure while being fished, or any gill net, the meshes

Size of mesh.

of which shall be less than five and one-quarter inches, stretched measure while being fished; *provided*, that gill nets with a mesh not smaller than three inches may be used from March first to June tenth, in each year, for the purpose of taking herring only. It shall be unlawful for any person to catch and take or attempt to catch and take any food fish, excepting sturgeon, by means of a seine or gill net, between the tenth day of June in each year and the first day of March next ensuing; *provided, however*, that hauling seines for the taking of food fish and white and yellow perch, with mesh not smaller than two and one-quarter inches stretched measure while being fished and not exceeding fifty fathoms in length and drifting gill nets for the purpose of taking food fish, and white and yellow perch, the meshes of which shall not be less than three and one-half inches stretched measure, while being fished, and not exceeding fifty fathoms in length, may be used in the Delaware river and bay from the first day of March to the thirty-first day of December in each year; *provided*, that not more than one gill net or hauling seine shall be used from any boat; *and further provided*, that stake nets not exceeding twenty-five fathoms in length, and the meshes of said nets not smaller than three inches stretched measure while being fished, may be set approximately parallel with the shore in the tributaries of the Delaware river and bay, for the purpose of taking food fish and white and yellow perch from July fifteenth to April first next ensuing; *and further provided*, that no stake net shall be set within two hundred feet of any other net, and shall not be set within two hundred feet of any sluice, breach or intake emptying into the tributaries of the Delaware river and bay; *provided*, that any rock fish, commonly called striped bass, of legal size, that may become entangled in drifting shad nets between March first and June tenth, may be retained. Any person who shall violate any of the provisions of this section shall, on conviction thereof, be subject to a fine of one hundred dollars, together with a forfeiture of all nets, boats and appliances used.

Proviso.

Closed season
for food fish.

Proviso.

Proviso.

Proviso.

Proviso.

Proviso.

Penalty.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 222.

An Act to amend an act entitled "An act to amend an act entitled 'An act relating to the issuance, sale and delivery of stock and securities by corporations of this State, which have acquired, or may hereafter acquire, authority, permission or a franchise from the State, or any municipality thereof, to use or occupy any street, highway, road lane or public place within this State,' approved August fourteenth, one thousand nine hundred and six," approved February thirteenth, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2
amended.

Sale of securities at face value.

Approval.

1. That section two of the act of which this is an amendment be amended to read as follows:

2. No such corporation shall hereafter issue, sell and deliver its bonds, notes or obligations of any character except in return for cash to such extent of the face value thereof, or for property of an actual cash value to such extent of the face value thereof as may be authorized by the board of directors of said corporation, after obtaining the authority which may now or hereafter be required by law to be secured from the Board of Public Utility Commissioners, or from such board as may succeed to its powers and duties, for any such proposed issuance, sale or delivery of its said securities.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 223.

An Act to amend "A supplement to an act entitled 'An act to establish a system of public instruction' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," approved April twenty-fourth, one thousand eight hundred and ninety-four, providing for the deduction from the receipts derived from the sales, grants, leases and rentals of riparian lands of the expenses thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The expenses of the Board of Commerce and Navigation, or its successor in office, incurred in the administration of lands under water belonging to the State, the income from which lands is appropriated for the support of free public schools, shall be first deducted from moneys derived from the sales, grants, leases and rentals of said lands, and the balance remaining in such fund is hereby appropriated to the use of the trustees of the school fund as provided by the act to which this act is a supplement. Expenses deducted.
 2. The Comptroller of the Treasury shall deduct from such receipts the sum appropriated for such purposes. Use of balance.
 3. This act shall take effect immediately. Deduction.
- Approved March 13, 1922.

CHAPTER 224.

An Act to amend an act entitled "An act to define, regulate and license real estate brokers and salesmen, to create a State Real Estate Commission, and to provide penalties for the violation thereof," approved April fifth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 18
amended.

1. Section eighteen of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Individual
penalty.

18. Any person who shall violate any of the provisions of this act shall be liable to a penalty of two hundred dollars, which penalty shall be sued for and recovered by and in the name of the New Jersey Real Estate Commission. Every District Court in any city or judicial district in any county, and every Court of Common Pleas in any county is hereby empowered, upon the filing of a complaint in writing, duly verified, which said verification when made by any member of the said New Jersey Real Estate Commission, may be made upon information and belief that any person has violated any of the provisions of this act to issue process at the suit of the New Jersey Real Estate Commission, as plaintiff; such process shall be either in the nature of a summons or warrant, which warrant may issue without any order of the court or judge first being obtained against the person or persons so charged, which process, when in the nature of a summons, shall be returnable in not less than five nor more than fifteen days; such process shall state what provision of the law is alleged to have been violated by the defendant or defendants, and on the return of such process, or at any time which the trial shall be adjourned, the said court shall proceed with the trial of said cause and if a jury be demanded the court shall cause a jury to be summoned and shall thereupon

Jurisdiction.

Process.

proceed to hear testimony and to determine and give judgment in the matter without the filing of any pleadings for the plaintiff for the recovery of such penalty, with costs, or for the defendant, and the said court shall, if judgment be rendered for the plaintiff, cause any such defendant, who may refuse or neglect to forthwith pay the amount of the judgment and all costs and charges incident thereto, to be committed to the county jail for any period not exceeding one hundred days; that the officers to serve and execute all process under this act shall be the officers authorized to serve and execute process in said courts; that said District Courts or Court of Common Pleas shall have power to adjourn the hearing or trial in any case from time to time, but in such case, except in cases in which the first process was a summons, it shall be the duty of the judge of the District Court or Court of Common Pleas to detain the defendant in safe custody, unless he shall enter into bonds to the said New Jersey Real Estate Commission, with at least one sufficient surety in double the amount of the penalty claimed, conditioned for the appearance on the day to which the hearing shall be adjourned, and thence from day to day until the case is disposed of, and then to abide by the judgment of the said court, and such bond, if forfeited, may be prosecuted by the said commission.

Imprisonment
for not pay-
ing judgment.

Adjournments.

The convictions in prosecutions under this act shall be in the following or similar form:

Form of con-
viction.

STATE OF NEW JERSEY, }
COUNTY OF } ss.

Be is remembered that on this day of
....., at, in said county, C. D.,
defendant, was by the District Court of the city of
..... or the Court of Common Pleas of the
county of (as the case may be) convicted
of violating section of an act entitled "An act
to define, regulate and license real estate brokers and
salesmen, to create a State Real Estate Commission, and
to provide penalties for the violation hereof," approved
April fifth, one thousand nine hundred and twenty-one,
in a summary proceeding at the suit of New Jersey Real

Estate Commission, upon a complaint made by
., and further, that the witnesses in said
proceeding, who testified for the plaintiff were (name
them), and the witnesses who testified for the defendant
were (name them).

Wherefore, the said court doth hereby give judgment
that the plaintiff recover of the defendant
dollars penalty, and dollars, costs of this
proceeding.

Signing con-
viction.

The conviction shall be signed by the judge of the
District Court or Court of Common Pleas before whom
the conviction is had. In case the defendant is com-
mitted to jail in default of payment of the penalty, a
commitment in the following form shall be added, be-
neath the judge's signature, to the conviction :

Form of com-
mitment.

"And the said C. D. neglecting and refusing to pay
the amount of the penalty above mentioned, with costs,
it is hereby ordered that the said C. D. be and he hereby
is committed to the common jail of the county of
. for the period of days.
unless the said penalty and costs are sooner paid." This
commitment shall also be signed by the judge, and in
case of commitment of any defendant to jail, the con-
viction and commitment shall be signed in duplicate, and
one of the duplicate copies shall serve the purposes of a
warrant of commitment.

Second con-
viction.

In case any person shall, after conviction of any vio-
lation of this act, be again convicted of another violation
of this act or of continuing the violation for which he
was previously convicted, he shall be liable to a penalty
of five hundred dollars for each such violation or con-
tinuation, to be sued for and recovered in the manner
above set forth. In case any defendant against whom
judgment has been recovered for a penalty of five hun-
dred dollars shall fail or neglect to forthwith pay the
amount of said penalty, the court shall commit him to
jail, in the manner above set forth, for any number of
days not exceeding two hundred days.

Use of
amount re-
covered.

Any penalty recovered for any violation of this act
shall be applied by the said commission to the same pur-
poses as other funds of the commission collected in

accordance with the provisions of this act. In case any such proceeding is brought in any Court of Common Pleas, the trial thereof shall proceed as above set forth, immediately upon the arrest under warrant of the defendant, or on the return day of the summons, or on any day to which the judge of said court shall continue the said trial, either during the terms of said court or in vacation.

The clerk of any District Court or of any Court of Common Pleas may sign and seal any process required to be issued under this act, except a warrant for commitment. The costs recoverable in any such proceeding shall be the same as costs taxed in actions in said courts, and shall be recovered by the said board in the event of conviction of the defendant.

Any judgment recovered for a penalty under the provisions of this act in any District Court may be docketed in the same manner as judgments in said court are docketed under the provisions of an act entitled "An act concerning District Courts," approved June fourteenth, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto. Execution may issue for the collection of any judgment obtained under this act against the goods and chattels and body of the defendant without any order first obtained for such purpose.

The commission may cause to be paid out of the fees, fines and penalties had and received by it all proper expenses incurred by it under the provisions of this act, and in no case shall any of such expenses be paid by the State of New Jersey or be a charge against said State; all moneys received shall be held by the commission and paid out only upon resolution of the commission and warrant of its president, and at least one other member of the commission; the member of the commission selected by the commission to deposit such moneys in bank shall give bond in such sum and with such surety as the commission may from time to time direct and approve; a statement of all moneys received and disbursed by the commission up to and including the thirtieth day of June of each year shall be annually filed

Signing and sealing process.

Docketing judgments.

Execution issued.

Expenses met from fees and fines.

Member bonded.

Financial report.

with the State Comptroller not later than the tenth day of July, in each year, and the surplus, if any, after payments as aforesaid, shall be paid to the State Treasurer within ten days after the filing of said report with the State Comptroller.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 225.

An Act making further appropriations for the support of the agencies of the State government in this act enumerated, for the purpose of meeting deficiencies in appropriations.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Appropriation to meet deficiencies.

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State Fund, for the several purposes herein specified to meet deficiencies in appropriations:

I. ATTORNEY-GENERAL'S DEPARTMENT.

Attorney-General.

To John W. Griggs, for legal services and expenses in the matter of the New York State income tax case before the United States Supreme Court, \$10,095 35

2. SECRETARY OF STATE.

Department of State.

For publishing Senate Concurrent Resolution No. 4, relative to the election of sheriffs and coroners, \$3,141 92

3. DEPARTMENT OF STATE POLICE.

State Police.

To the Department of State Police, pursuant to chapter 102, Laws of 1921, . . \$100,000 00

4. COMMITTEE TO MAKE SURVEY OF QUESTIONS OF PUBLIC INTEREST.

Expenses incurred in carrying out provisions of Joint Resolution No. 1, approved February first, one thousand nine hundred and twenty-one,	\$9,038 01	Joint committee on public interests.
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5. STATE PRISON.

Amount required to pay deficiency in maintenance bills,	\$1,582 26	State Prison.
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6. LEGISLATIVE COMMITTEE TO PROBE COAL SHORTAGE.

Expenses incurred in carrying out provisions of Joint Resolution No. 2, approved March third, one thousand nine hundred and twenty-one,	\$6,000 00	Coal shortage.
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7. COURT OF CHANCERY.

Compensation and traveling expenses of Sergeant-at-arms,	\$78 90	Chancery.
Compensation and allowance to Advisory Masters and their official stenographers,	1,054 18	
	\$1,133 08	

8. LEGISLATURE.

Compensation of officers and employees,	\$1,400 00	Legislature.
Additional for manuals of the Legislature,	2,258 00	
Indexing Journal and Minutes and other incidental and contingent expenses,	2,000 00	
	\$5,658 00	

9. STATE HOUSE COMMISSION, STATE PRINTING BOARD.

State Printing Board.	Printing and binding public documents,	\$10,000 00	
	Legislative printing,	5,492 11	
	Printing and circulating laws,	7,000 00	
			\$22,492 11

10. REAL ESTATE COMMISSION.

Real Estate Commission. The receipts of the commission as and when received are hereby appropriated in accordance with chapter 141, Laws of 1921.

11. UNCLAIMED WAGES.

Unclaimed wages. The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages properly approved.

12. SUPPLEMENTAL DIGEST OF LAW AND EQUITY REPORTS.

New Jersey Digest.	For the purchase of five hundred copies of the supplement to the "New Jersey Digest Annotated," pursuant to the provisions of chapter 128, of the Laws of 1921,	\$6,250 00
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13. COUNTY LUNATIC ASYLUMS.

County asylums.	For maintenance of patients in the Hudson County Hospital for Insane, for quarter ending June thirtieth, one thousand nine hundred and nineteen,	\$24,844 64
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14. STATE HOSPITAL, MORRIS PLAINS.

Morris Plains asylum.	Amount required to pay deficiency in maintenance bills,	\$1,597 89
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15. SEA GIRT COTTAGE.

For extraordinary repairs, furnishings, et cetera, to Governor's cottage and adjoining buildings at the State Camp Grounds, Sea Girt, \$5,500 00

State Camp.

The moneys hereby appropriated shall be expended in the same manner as is now provided by the provisions of an act entitled "An act making appropriations for the support of the State government and for the several public purposes, for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two, and regulating the disbursement thereof," approved April second, one thousand nine hundred and twenty-one.

Moneys, how expended.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 226.

An Act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. That section forty-seven (47) of the act to which this act is amendatory, viz: "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three, be and the same is hereby amended to read as follows:

Section 47 amended.

47. Such board shall, in and by its corporate name, sue and be sued; and shall have power to submit to arbitration.

Settling disputes by arbitration.

Acquire and
hold property.

Appeal may
be taken.

Further school
work.

tration and determination any and all matters of dispute or controversy which have heretofore arisen, may now exist, or hereafter arise, within the terms and provisions of the act entitled "An act for regulating references and determining controversies by arbitration," (Rev. 1877, pages 34, et seq.: 1 Compiled Statutes of New Jersey, page 103 et seq.): purchase, lease, receive, hold and sell property, real and personal, take and condemn land and other property for school purposes in the manner provided by law regulating the ascertainment and payment of compensation for property condemned or taken for public use. If either party shall feel aggrieved by any proceedings and award thereunder, said party may appeal in the manner provided by law for appeals from such proceedings and award. It shall do all acts and things necessary for the lawful and proper conduct, equipment, and maintenance of the public schools of its school district.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 227.

An Act to authorize the sale by municipalities of lands acquired by virtue of sales of land for delinquent taxes and assessments.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Sale of real
estate acquired
by nonpay-
ment of taxes.

1. Any municipality which has heretofore acquired or shall hereafter acquire title to any lands or real estate by reason of the same having been struck off and sold to such municipality at any sale of lands for delinquent taxes or assessments, it shall be lawful for the governing body of any such municipality, by resolution adopted by a majority thereof by roll call, vote to authorize and make sale of such lands and premises at private

sale to such person and for such sum as shall seem to the best interest of such municipality. Upon the adoption of such resolution and the payment of the consideration as stated therein, the officers of such governing body authorized by resolution shall make, execute, acknowledge and deliver a deed without covenants to the purchaser, which deed shall vest in such purchaser all of the right, title and interest of the municipality in the lands and premises therein described. Such deed need not contain any recitals, excepting a statement of the actual consideration; *provided, however*, that such sales shall not include lands title to which has been perfected by such municipality and that the sale be made for not less than the amount of municipality lien charged against the same.

Conveyance.

Recital.

Proviso.

2. All acts and parts of acts inconsistent with the provisions hereof are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 228.

An Act to amend an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section three of the act to which this act is amendatory be and is hereby amended so as to read as follows:

Section 3 amended.

3. No person shall, within the limits of this State, kill or catch, or have in his or her possession, living or dead, any wild bird other than a game bird, or purchase, offer or expose for sale any such wild bird after it has

Unlawful to have, or sell certain game.

been killed or caught, and no part of plumage, skin or body of any bird protected by this section shall be sold or had in possession for sale. For the purpose of this act, plumage includes any part of the feathers, head, wings or tail of any bird, and wherever the word occurs in this act reference is had equally to plumage of birds coming from without the State as to that obtained within the State, but it shall not be construed to apply to the feathers of birds of paradise, ostriches, domestic fowl or domestic pigeons. The fact that any birds or game belong to a different species from that native to the State of New Jersey shall constitute no defense to the possession thereof; *provided*, such birds or game belong to the same family as that protected by this act. For the purpose of this act the following shall be considered game birds: The anatidæ, commonly known as swans, geese, brant and river and sea ducks; the rallidæ, commonly known as rails, gallinules, coots and mud-hens; the limicolæ, commonly known as shore birds, plovers, surf birds, snipe, woodcock, sand-pipers, tattlers and curlews; the gallinæ, commonly known as wild turkeys, grouse, prairie chickens, pheasants, partridges and quails; and the species of icteridæ, commonly known as reed birds; the English or European house sparrow (*passer domesticus*), European starlings, kingfishers, blackbirds, crows, goshawks, Cooper's hawk, sharp-shinned hawk, duck hawk and great horned owl are, however, not included among the birds protected by this section; any person violating this section is subject to a fine of twenty dollars for each bird or part of bird killed, caught or had in possession contrary to the provisions hereof.

Plumage defined.

Species.

Proviso.

Game birds.

Birds not protected.

Penalty.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 229.

An Act to amend an act entitled "An act to amend an act entitled 'An act regarding soldiers, sailors and marines honorably discharged from the United States service,' approved March twenty-seventh, one thousand nine hundred and seven," approved April eleventh, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of an act entitled "An act to amend an act entitled 'An act regarding soldiers, sailors and marines honorably discharged from the United States service,' approved March twenty-seventh, one thousand nine hundred and seven," approved April eleventh, one thousand nine hundred and nineteen, be and the same is hereby amended so as to read as follows:

Section 1 amended.

1. No person now holding a position or office under the government of this State, or the government of any county, city, town, township or other municipality of this State, or under any board of education of this State, or who may hereafter be appointed to any such position, whose term of office is not now fixed by law, and receiving a salary from such State, county, city, town, township or other municipality, or such board of education, who is a soldier, sailor or marine, who has served in any war of the United States and has been honorably discharged from the United States service prior to or during such employment in or occupancy or such position or office, shall be removed from such position or office except for good cause shown after a fair and impartial hearing, but such soldier, sailor or marine, who has served in any war of the United States and who has been honorably discharged from the United States service, shall hold his position or office during good behavior, and shall not be removed for political reasons

Permanency of veterans in offices.

Removal.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 230.

An Act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 97
amended.

1. Section ninety-seven of the act of which this act is amendatory, and as same was amended by chapter 186, P. L. 1919, be and the same is hereby amended to read as follows:

Issuance of
bonds; pur-
poses named.

97. (1) The legal voters of any school district incorporated as provided in section eighty-four of the act to which this act is an amendment may either at the annual meeting of said district or at a special meeting thereof called for that purpose, by the vote of a majority of the legal ballots cast, authorize the board of education to issue bonds of the district for the purpose of purchasing or taking and condemning land for school purposes, or building a schoolhouse or schoolhouses, or making additions, alterations, repairs or improvements in or upon any schoolhouse and the lands upon which the same shall be located, and of purchasing school furniture and other necessary equipment, or for any or all of said purposes. Such bonds shall be issued in the corporate name of the district, for such sums and in such amounts and payable within a period not to exceed the number of years as set forth in subsection (3) of this section, for the several classes of purposes, as directed by a majority of the legal ballots cast, with interest at a rate not exceeding six per centum per annum, payable half-yearly; *provided*, that the denomination of said bonds shall be one hundred dollars or a multiple of one hundred dollars.

Description.

Proviso.

Payable in
installments.

(2) Such bonds shall be made payable in annual installments, commencing not more than two years from

their date of issue, and no installment shall be more than fifty per centum in excess of the amount of the smallest prior installment. Said bonds may be registered or coupon bonds, or may be registered and coupon bonds combined, and shall be signed by the president of the board of education and attested by the district clerk; shall bear the seal of the district, and in the case of coupon bonds shall have coupons attached for current payment of interest, which coupons shall be signed by the district clerk, and shall be numbered to correspond to the several bonds to which they shall severally be attached. Bonds so issued shall be numbered, and a proper registry thereof shall be kept by the district clerk.

Description of bonds.

(3) All bonds (excepting refunding bonds) issued hereunder shall mature within a period not to exceed the following number of years for the following classes of purposes:

Maturity of bonds:

A. For the acquisition or construction of schoolhouses, whether including or not including the original furnishings, or equipment, or machinery, or apparatus required for the proper equipment of such building, if such building be:

Schoolhouses and equipment;

(a) Of frame construction—that is, a building of which the exterior walls or a portion thereof shall be constructed of wood; or a building sheathed with boards and partially or entirely covered with four inches or less of masonry or with metal sheets—twenty years;

Frame buildings;

(b) Of nonfireproof construction—that is, a building the outer walls of which are constructed in accord with the specifications contained in clause (c) of this subdivision for a fireproof building, but which fail to conform with any of the other specifications for a fireproof building as defined in clause (c)—thirty years;

Nonfireproof construction;

(c) Of fireproof construction—that is, a building the walls of which are constructed of brick, stone, iron, or hard incombustible materials, and in which there are no wood beams or lintels, and in which the floors, stair halls and public halls are built entirely of brick, stone, iron or other hard incombustible materials, and in which no woodwork or other inflammable material is used in any of the partitions, flooring or ceilings; but this definition

Fireproof construction.

shall include a building in which there is used elsewhere than in the stair halls and entrance halls wooden floorings and sleepers on top of the fireproof floor, wooden handrails and treads if made of hard wood not less than two inches thick, or having wooden doors or window sash, or wooden jambs, frames, casing, or trim in other than stair or entrance halls—forty years.

Acquiring land.

B. For acquiring land for school purposes and for grading, drainage or otherwise improving or embellishing the same—forty years.

Additions:

C. For construction of an addition or additions to schoolhouses and for the reconstruction of schoolhouses, if the schoolhouse to which an addition or reconstruction is made, is a building:

Bond periods.

(a) Of the character described in subdivision A, clause (a)—fifteen years;

(b) Of the character described in subdivision A, clause (b)—twenty years;

(c) Of the character described in subdivision A, clause (c)—thirty years.

Apparatus and furnishings.

D. For furnishing, refurnishing, equipment or apparatus, or renewal, or any or all of these things, when not in connection with the original furnishing, equipment or apparatus—ten years.

Issuance of refunding bonds.

(4) No bonds issued under this section after July first, one thousand nine hundred and seventeen, shall be renewed or refunded, but any bonds issued prior to such date, where the fund or funds on hand for the payment of same at their maturity or at the time such bonds may be called for payment, will be insufficient to pay same, then such portion only of such bonds as cannot be paid with the fund or funds on hand may be refunded by the issuance of refunding bonds. Such refunding bonds shall run for a period not to exceed twenty years, and shall be made payable in annual installments, each installment to be, as nearly as practical, of the same amount.

Time and payment.

Average period of maturity.

(5) Bonds issued for more than one purpose shall mature within a period not exceeding the average of the different periods assigned by this section to the several purposes for which the bonds are issued, taking into

consideration the amount of bonds to be issued on account of the several purposes. The determination of such average period by the board of education shall be conclusive in any action or proceeding involving the validity of such bonds.

(6) All bonds issued under this act shall be sold at not less than par, and unless the authorized amount thereof is ten thousand dollars or less, or unless such bonds shall first be offered to the trustees of the school fund, and accepted by them, or unless such bonds shall first be offered to the board of trustees of the teachers' pension and annuity fund, and accepted by them, they shall be sold upon sealed proposals or at public auction after notice of such sale published at least twice, the first publication at least ten days prior to sale, in a newspaper of the municipality; or, if no newspaper is published therein, then in a newspaper published in the county and circulating in such municipality, and also at least once in a financial paper selected by the board of education. Such notice shall state the terms of sale of such bonds and shall require all bidders to deposit a certified check for two per centum of the amount of bonds bid for, drawn upon an incorporated bank or trust company, to secure the school district against any loss resulting from the failure of the bidder to comply with the terms of his bid. If no bids are received for any bonds advertised to be sold at public sale herein, they may, within thirty days thereafter, be sold at private sale, but such sales shall be made or confirmed by resolution of the board of education by a two-thirds vote of all the members thereof. Any school district may by a two-thirds vote of the board of education sell to the sinking fund of the municipality in which the school district is located, or to the sinking fund of the school district, any issue of school bonds or any part thereof at private sale, at not less than par. No more bonds of any issue shall in any event be sold than will produce a sum equal to the authorized amount thereof and an additional sum of less than the smallest denomination of the bonds offered.

(7) Such bonds may be sold at one time or in installments, each of which, with the previous installments,

Sale of bonds.

Terms of sale.

Private sale.

May be sold to sinking fund.

Total sale.

Sale in installments.

- Amount stated.
- Sold to bidders.
- Proceeds paid to custodian of school moneys.
- Testing validity of election.
- shall mature within the term as herein fixed. If sold in one installment, or upon the sale of the last installment, the notice of sale shall state the sum required to be obtained at such sale, not exceeding, with the proceeds of any previous installments, the amount of bonds authorized, and that bonds will be sold in an amount not exceeding such sum, and the maturities of such bonds and the rate of interest thereon. It shall also state that unless all bids are rejected said bonds will be sold to the bidder or bidders complying with the terms of sale and offering to pay not less than such sum, and to take therefor the least amount of bonds, commencing with the first maturity and stated in a multiple of the smallest denomination of the bonds. Where two or more bidders offer to take the same amount of such bonds, then they shall be sold to the bidder or bidders offering to pay therefor the highest additional price.
- (8) The proceeds of any bonds issued under this act shall be paid to the custodian of school moneys of the school district, who shall in no event disburse the same except to pay the expenses of issuing and selling the same and for the purpose or purposes for which such bonds were issued. If, for any reason, any part of such proceeds is not applied to or necessary for such purpose or purposes, the board of education may transfer the balance remaining unapplied to the building and repairing account of the school district.
- (9) No action, suit or proceeding to contest the validity of the election ordering the issue of bonds shall be instituted after the expiration of twenty days from the date of said election.
2. This act shall take effect immediately.
- Approved March 13, 1922.

CHAPTER 231.

An Amendment to amend an act entitled "An act for the better protection of garage keepers and automobile repairmen," approved April fourteenth, one thousand nine hundred fifteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section two of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 2 amended.

2. Any person or corporation acquiring a lien under the provision of section one of this act shall not lose such lien by reason of allowing the motor vehicle, or part or parts of the motor vehicle, to be removed from the control of the person or corporation having such a lien, and in case a motor vehicle, or part or parts, are so removed the person or corporation having the said lien may, without further process of law but after demand of payment of claim either personally or by registered mail if owner's address is known, seize the motor vehicle, or part or parts thereof, wherever the same is or are found within the State of New Jersey. The owner or the person entitled to the immediate possession of motor vehicle, or part or parts thereof, so detained as in this act provided, on learning that said motor vehicle or parts are being so detained may immediately demand from the garage owner or keeper, or the person in charge thereof, a statement showing the true amount claimed to be due for the storing, maintaining, keeping or repairing of such motor vehicle, or for furnishing gasoline, accessories or other supplies therefor, and if upon receiving such statement he considers amount thereof excessive he may offer what he considers to be reasonably due and demand possession of said motor vehicle or parts thereof so detained. Should possession of said vehicle or parts thereof be refused him he may obtain possession thereof by de-

Seizure of car to enforce lien.

Demand on garage keeper.

Statement of amount claimed.

Regaining car by deposit.

positing the amount claimed by said statement with the clerk of any court of competent jurisdiction in the county where the motor vehicle or parts may be situated, together with the sum of ten dollars to cover the costs of court in actions commenced in District or Small Cause Courts, and fifty dollars in all other courts. Whereupon a writ of replevin shall immediately issue out of and under the seal of said court commanding the sheriff, or any constable or sergeant-at-arms, to take the possession of said motor vehicle or parts thereof and deliver the same, without delay, to the owner or his legal representative claiming the same. In lieu of depositing the amount claimed in cash, a bond in double the amount claimed, and double the amount required to be deposited as costs as hereinbefore provided, with at least one sufficient surety, and approved in the manner similar bonds are now approved in the court from which the writ of replevin is to issue, may be filed with the clerk of said court. The garage owner or keeper shall, within thirty days thereafter, file his state of demand or complaint with the said clerk, showing the amount claimed by him. The court shall thereupon, at the request of either party, fix a date for the trial of said claim and give judgment according to the facts. The judgment, if any, is to be satisfied out of deposit made, or action may be brought on bond filed. If no action is brought within thirty days, or judgment should go for defendant, the court may order the return of the money or the discharge of the bond. If a judgment is obtained and satisfied, the balance of the cash deposit, if any, shall be ordered returned to depositor. The filing of bond or depositing of cash as aforesaid by the owner or his lawful representative shall be considered as the entry of a written appearance on his part in the action which the garage owner or keeper may bring within thirty days and not later.

2. Section three of the act of which this act is amendatory be and the same is hereby amended to read as follows:

3. If no proceedings are taken for the repossession of the motor vehicle or the parts thereof by the owner or his legal representative as provided for in section two

Writ of replevin.

Bond may be given.

Trial.

Judgment.

Entry of appearance.

Section 3 amended.

Sale of property after advertisement.

hereof, then all such property so held by any such garage keeper or automobile repairman shall, after the expiration of thirty days from the date of such detention, be sold at public auction, upon notice of said sale being first published for the space of two weeks in some newspaper circulating in the city, borough, town, township or other municipality in which said garage keeper or automobile repair shop is situated; also after five days' notice of said sale set up in five of the most public places in said city or township; and the proceeds of said sale shall be applied to the payment of such lien and the expenses of such sale; and the balance, if any remaining, shall be paid to the owner of such property or his representatives; and if the said balance is not claimed by said owner within sixty days after said sale, then the balance to be paid over to the overseer of the poor of the said city or township for the support of the poor.

Use of proceeds of sale.

If balance unclaimed.

3. All acts or parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved March 13, 1922.

CHAPTER 232.

An Act to amend an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, and all amendments and supplements thereto.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one hundred and fifty-eight of the act to which this is an amendment is hereby amended to read as follows:

Section 158 amended.

158. The prosecutor of the pleas in the several counties which now have or hereafter may have a popula-

County detectives.

Duties and powers.

tion of more than seventy thousand and not more than three hundred thousand inhabitants may appoint suitable persons, not exceeding six in any county, to act as special officers for the detection, arrest, indictment and conviction of offenders against the law. Such persons so appointed shall possess all the powers and rights and be subject to all the obligations of constables and police officers in any county of this State, and before such person shall enter upon his duties as said officer, his appointment shall be approved by the judge of the Court of Quarter Sessions of said county, and each person so appointed shall receive, in counties having a population of not less than seventy thousand and not more than two hundred thousand, an annual salary of not less than eighteen hundred dollars and not more than twenty-six hundred dollars, and each person so appointed in counties having a population of not less than two hundred thousand and not over three hundred thousand shall receive an annual salary of not less than twenty-two hundred dollars and not more than twenty-six hundred dollars; which sum shall be fixed by the judge and prosecutor, to be paid by the county treasurer in equal semi-monthly installments out of the funds of the county; *provided*, that the maximum annual salary of the officer designated as chief of county detectives in the aforesaid county shall be three thousand five hundred dollars, which sum shall be fixed by the judge and prosecutor to be paid by the county treasurer in equal semimonthly installments out of the funds of the county.

Salary.**Sum fixed.****Proviso.****Increase of salary.****Proviso.**

2. The special officer or officers named in the next preceding section shall not be eligible to receive any increase in salary over the minimum salary as stated in the next preceding section until he or they shall have served five continuous years as a special officer or officers in the prosecutor's office. No increase in salary, fixed by the judge or prosecutor shall exceed more than one hundred dollars per year for each year of service over five years, and all increases shall cease when the respective maximum sums named in the preceding section are reached; *provided, however*, that any special officer who is now or has been employed in the prosecutor's office as special officer for a period exceeding five years,

the judge and prosecutor may fix an increase in salary for any sum equal to one hundred dollars per year for each year of service now served over five years, which total salary shall not exceed the respective maximum sums named in the next preceding section; *provided*, Proviso. *further*, if any person shall have served in a regularly organized city police department, or as a justice of the peace, or as a constable, or as a law enforcing officer in the service of any municipality of this State prior to his appointment as special officer in the prosecutor's office that then and in such case the judge and prosecutor in fixing the salary of such officer, may take into consideration the time of service of said officer as an officer in such previous service the same as if such officer had been continuously in the service of said prosecutor's office.

3. All acts and parts of acts inconsistent with this act Repealer. be and the same are hereby repealed.

4. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 233.

Supplement to "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness, by county, city, borough, village, town, township, or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In the issuance or sale of notes or bonds under the provisions of the act to which this act is a supplement, it shall be unlawful for the governing body of any municipality or county, or any member or members thereof, or any official of any municipality or county, to pay or agree to pay to any purchaser or purchasers, bidder or bidders, agent or agents, broker or brokers, or any

No bonus or commission on sale of bonds.

No agreement
as to deposits.

Actual sale
only.

Repealer.

combination thereof, directly or indirectly, any bonus, commission, fee, or any other compensation or consideration for the issuance or for the sale of notes or bonds, or for any such governing body, or member or members thereof, or official, to enter into any agreement with any bank, trust company, or other banking institution, and any purchaser or purchasers, bidder or bidders, agent or agents, broker or brokers, or any combination thereof, regarding the deposit or disposition of any moneys received or to be received from the sale of notes or bonds; or for any such governing body, or member or members thereof, or official, to enter into any agreement with any individual, firm, co-partnership, or corporation whatsoever, or agent or representative thereof, for the sale of notes or bonds covering or containing any provisions pertaining or relating to any other matter than the actual sale of the notes or bonds.

2. All acts and parts of acts inconsistent herewith be and the same are hereby repealed and this act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 234.

An Act to amend an act entitled "An act to supplement an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen, and which supplement was approved April twentieth, one thousand nine hundred and twenty," which further supplement was approved March twenty-second, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1 (a)
amended.

Municipalities
divided into
building dis-
tricts.

I. Section one-a of the act of which this act is amendatory is hereby amended to read as follows:

1-a. The governing body of each and every municipality in this State shall have power by ordinance to

regulate and limit the height, number of stories, and bulk of buildings hereafter erected and to regulate and determine the area of yards, courts and other open spaces, and for said purposes to divide the municipality into districts. Such regulations shall be uniform for each class of buildings throughout any district, but the regulations in one or more districts may differ from those in other districts. Such regulations shall be designed to secure safety from fire and other dangers and to promote the public health and welfare, including, so far as conditions may permit provision for adequate light, air and convenience of access, and shall be made with reasonable regard to the character of buildings erected in each district, the value of land and the use to which it may be put, to the end that such regulations may promote public health, safety and welfare and the most desirable use for which the land of each district may be adapted and may tend to conserve the value of buildings and enhance the value of land throughout the municipality.

Regulations.

2. This act shall take effect immediately.
Approved March 13, 1922.

CHAPTER 235.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Article XX, section one, is hereby amended to read as follows:

Art. XX amended.

1. A local improvement is one, the cost of which, or a portion thereof, may be assessed upon lands in the vicinity thereof benefited thereby.

Local improvement defined.

Every municipality may undertake any of the following works as a local improvement:

Undertakings:

- Lay out streets, etc.;** (a) The laying out, opening or establishing of a new street, road, avenue, alley, or other public highway, or portion thereof.
- Alter streets;** (b) The widening, straightening, extending, altering or changing in any manner the location of a street, road, avenue, alley, or other public highway, or portion thereof.
- Grade;** (c) The grading or altering the grade of a street, road, avenue, alley, or other public highway, or portion thereof.
- Pave;** (d) The paving, repaving, or otherwise improving or reimproving a street, road, avenue, alley or other public highway, or portion thereof.
- Curbs;** (e) The curbing or recurbing, guttering or reguttering of a sidewalk in, upon or along a street, road, avenue, alley or other public highway, or portion thereof.
- Walks and drives along water;** (f) The constructing, reconstructing, improving, reimproving, or relocating a public walk or driveway on any beach, or along the ocean or any river or other waterway.
- Beach improvements;** (g) The improving or reimproving any beach, or water front; the providing of suitable protection to prevent damage to lands or property by the ocean or other waters, including the filling in and grading necessary for the protection of such improvements.
- Sewers and drains;** (h) The constructing, reconstructing, enlarging or extending a sewer or drain in, under or along a street, road, avenue, alley or public highway, or portion thereof, or in, under or along any public or private lands; the constructing, reconstructing, enlarging or extending of a system of sewerage or drainage or both combined; the constructing, reconstructing, enlarging or extending a system of drainage of the marshes and wet lowlands, within the municipality; the constructing, reconstructing, enlarging or altering a system or works for the sanitary disposal of sewage or drainage.
- Sewage disposal;**
- Water, gas, light, heat plants;** (i) The installation of service connections to a system of water, gas, light, heat or power works owned by the municipality or otherwise, including all such works as may be necessary for supplying water, gas, light, heat or power to lands for whose benefit such services

are provided; service connections including the laying, constructing or placing of mains, conduits or cables in, under or along a street, road, avenue, alley, or other public highway or portion thereof. The installation of such lighting standards, appliances and appurtenances as may be required for the brilliant illumination of the streets in those parts of the municipality where the governing body of the municipality may deem it necessary or proper to establish what is commonly called a "White Way."

Service connections;

"White Way;"

(j) The widening, deepening, or improving any stream, creek, river, or other waterway.

Improve waterways.

Wherever convenient, more than one of said works may be carried on as one improvement.

Improvements combined.

Every municipality shall also have power to undertake any or all the above-mentioned works as a general improvement to be paid for by general taxation. It shall also have power to provide by general taxation for the maintenance, repair and operation of any or all of said works, whether undertaken as local or general improvements.

Taxation to meet undertakings.

The governing body of every municipality shall have power to make, publish enforce, amend, or repeal ordinances for carrying into effect all the powers granted to municipalities by this section.

Ordinances.

2. This act shall take effect immediately.

Approved March 11, 1922.

CHAPTER 236.

An Act to amend an act entitled "An act to provide for the regulation and incorporation of insurance companies and to regulate the transaction of insurance business in this State," approved April third, one thousand nine hundred and two, approved March twenty-fourth, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 24
amended.

I. Section twenty-four of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Annual valuation of policies.

Basis of valuation.

24. The Commissioner of Banking and Insurance shall annually make or cause to be made valuations of all outstanding policies of every life insurance company doing business in this State. All valuations made by him or by his authority shall be upon the net premium basis, or such modification thereof as hereinafter expressly provided, and all policies issued prior to January first, one thousand nine hundred and one, shall be valued according to the actuaries' table of mortality, with compound interest at the rate of four per centum per annum, except in cases where any life insurance company may elect or shall have elected to have such policies or any class thereof valued according to the American experience table of mortality, with compound interest at the rate of either three or three and one-half per centum per annum; and all policies issued on or after said first day of January, one thousand nine hundred and one, shall be valued according to the American experience table of mortality, with compound interest at the rate of three and one-half per centum per annum, except in cases where any life insurance company may elect or shall have elected to have such policies or any class thereof valued according to the American experience table of

mortality with compound interest at the rate of three per centum per annum. The Commissioner of Banking and Insurance may vary the standards of interest and mortality in the case of annuities and industrial policies and of invalid lives and other extra hazards. When the actual premium charged for an insurance policy is less than the net premium for such insurance, computed according to the table of mortality and rate of interest prescribed herein, the value of such policy shall be increased by the value of an annuity, the amount of which shall equal the difference between such premiums and the term of which in years shall equal the number of future annual payments receivable on such insurance after the date of valuation.

Commissioner may vary standards of interest and mortality.

Increasing value of policy.

Policies other than industrial policies issued by companies doing business in this State may provide for not more than one year preliminary term insurance by incorporating in the provision thereof specifying the premium consideration to be received a clause plainly showing that the first year's insurance or part thereof under such policies is term insurance, purchased by the whole or a part of the premium to be received during the first policy year.

Term insurance.

If the premium charged for such preliminary term insurance under any limited payment life or endowment policy now in force, or hereafter to be issued, exceeds that charged at the same time for like insurance under a twenty payment life preliminary term policy of the same company, issued at the same age, the reserve thereon at the end of any year, including the first, shall not be less than the reserve on a twenty payment life preliminary term policy, issued in the same year and at the same age, together with an amount which shall be equivalent to the accumulation of a net level premium sufficient to provide for a pure endowment at the end of twenty years from the date of the policy or at the end of the premium payment period; if earlier, equal to the difference between the value at the end of such time of such twenty payment life preliminary term policy and the full reserve at such time of a corresponding limited payment life or endowment policy, issued at the

Amount of reserve.

After twenty years. same age, which does not provide for preliminary term insurance. After twenty years from the date of such limited payment life or endowment policy, or after the end of the premium payment period, if earlier, the reserve held shall be equal to that of a similar policy, issued at the same age, which does not provide for preliminary term insurance.

Valuing policy. If the premium charged for such preliminary term insurance under any policy issued prior to the first day of January, one thousand nine hundred and twenty, does not exceed that charged at the same time for like insurance under a twenty payment life preliminary term policy of the same company, issued at the same age, such policy may be valued according to its terms, on the mortality and interest bases herein provided.

If premium in excess, reserve increased. If the premium charged for such preliminary term insurance under any policy issued on or after the first day of January, one thousand nine hundred and twenty, is in excess of one hundred and fifty per centum of the net premium therefor, computed according to the table of mortality and the rate of interest adopted by the company, as herein provided, and is less than that charged at the same time for like insurance under a twenty payment life preliminary term policy of the same company, issued at the same age, the reserve on such policy at the end of any year, after the first, shall be increased by an amount which shall be equivalent to the accumulation of a net level premium beginning with the second year of the policy sufficient to provide for a pure endowment at the end of the twentieth year, equal to the difference at such time between the value of such preliminary term policy and the full reserve of a similar policy, issued at the same age, which does not provide for preliminary term insurance. Thereafter the reserve held shall be equal to that of a similar policy, issued at the same age, which does not provide for preliminary term insurance.

Acceptance of valuations of other States. The Commissioner of Banking and Insurance may accept the valuation of the department of insurance of any other State or country when made upon a specified basis or bases, according to which the reserves would be at least as large as if they had been computed upon the basis or bases herein prescribed, if the insurance offi-

cer of such State or country accepts as sufficient and valid for all legal purposes the certificate of valuation of the Commissioner of Banking and Insurance of this State, when such certificate states the valuation to have been made in a specified manner according to which the reserves would be at least as large as if they had been computed in the manner prescribed by the law of such State or country; or if the insurance officer of such State or country, by express requirement of law, shall have made yearly for not less than thirty years past valuations of the policies of all companies issuing or delivering policies therein.

A life insurance company shall not abandon the standard of valuation adopted for any outstanding policies without the written consent of the Commissioner of Banking and Insurance, if the reserve, calculated by the proposed standard, is less than the reserve calculated by the standard which is to be abandoned.

Consent to
abandon stand-
ard of valua-
tion.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 237.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to provide for the regulation and incorporation of insurance companies, and to regulate the transaction of insurance business in this State," approved April third, one thousand nine hundred and two,' which amendatory act was approved April fifteenth, one thousand nine hundred and seven," which further amendatory act was approved February thirteenth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section two of the act to which this is an amendment is hereby amended to read as follows:

Section 2
amended.

same age, which does not provide for this is an insurance. After twenty years follows: limited payment life or endowment policy, for the purpose of the premium payable and other funds, the proceeds of which shall be held as collateral security for the policy, and shall be conveyed any bonds or securities of the United States, or of any State of the United States, or of the District of Columbia, or by any of the counties, cities, towns or townships or other municipalities, or by any person or persons authorized to be issued insurance under the laws of the State of New York, or of any State of the United States, or of the District of Columbia, or by any person or persons appointed by the Supreme Court of the State of New York, or of any State of the United States, or of the District of Columbia, in said capital, surplus and other funds, in said policy or in any other policy or policies issued hereof, in bonds or notes secured by mortgages on unencumbered real estate located in any State of the United States or the District of Columbia, worth at least one-half more than the sum invested or loaned; *provided*, that for the purposes of this section real estate shall not be deemed to be encumbered within the meaning of this section, by reason of the existence of taxes or assessments that are not delinquent, instruments creating or reserving mineral, oil or timber rights, rights of way, joint driveways, sewer rights, rights in walls, nor by reason of building restrictions, or other restrictive covenants, nor when such real estate is subject to lease in whole or in part whereby rents or profits are reserved to the owner; *provided*, that the security for such loan is a first lien upon such real estate and that there is no condition or right of re-entry or forfeiture under which such lien can be cut off, subordinated or otherwise disturbed; or lend on or purchase mortgage bonds of railroad companies organized under the laws of said States, or the District of Columbia, or of the Dominion of Canada, or operated wholly or partly in such States or country; or the capital stock, bonds, securities or evidences of indebtedness created by any corporation of the United States or of any State. No such life insurance company shall purchase or acquire more than twenty per centum of the stock of any one corporation, unless it be a municipal corporation, nor shall the amount so invested by any life insurance com-

After twenty years.

Valuing policy.

If premium in excess, reserve increased.

Proviso.

Amounts in certain corporations limited.

stock of any one corporation exceed two per centum of the assets of said life insurance company, nor shall more than ten per centum of said assets, except as herein provided, be retained shall prevent any company from holding a larger amount than fifty thousand dollars, par value, of the stock of any corporation, when none of the above securities is held by said company.

Any company now holding a larger amount than fifty thousand dollars, par value, of the stock of any corporation, as herein provided of the stock of any corporation, shall divest itself of said excess within five months from the first day of July, one thousand nine hundred and twenty-two, and seven, unless upon petition to the Chancellor, and notice to the insurance commissioner, the Chancellor shall, for good cause shown, allow further time for the disposal of such stock, and then within the time so allowed; *provided*, that no loan shall be made or retained on any of the above-mentioned securities, except the bonds or stock issued or created by the United States or this State, exceeding ninety per centum of the market value thereof; and no such life insurance company shall at any time lend in the aggregate more than two per centum of its assets upon the security of the stock of any one corporation, nor more than ten per centum of its assets upon the security of the bonds of any one corporation; *provided, however*, that nothing in this section contained shall be construed as prohibiting an insurance company from entering into an agreement for the purpose of protecting the interests of the company in securities lawfully held by it, or for the purpose of reorganization of a corporation which issued securities so held, and from depositing such securities with a committee or depositaries appointed under such agreement; but such agreement and the deposit of securities thereunder must first be approved in writing by the insurance commissioner. Nor shall this section be construed as preventing such company from accepting corporate stock or bonds or other securities, which may be distributed pursuant to any such agreement approved as aforesaid or to any plan of reorganization approved in writing by the insurance commissioner; *provided*, that if any such securities so received shall be of the kind

Divestment
of excess.

Proviso.

Proviso.

Acceptance
of stock or
bonds.

Proviso.

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not otherwise allowable as an investment by this section, then they shall be disposed of within five years from the time of their acquisition, unless the insurance commissioner shall, for good cause shown, allow further time for the disposal of such stock, and then within the time so allowed; and further, that no such life insurance company shall keep on deposit in any one bank or trust company for more than ten days consecutively a sum exceeding three per centum of the assets of the said life insurance company, but this provision shall not in any case limit the deposit to less than one hundred thousand dollars; *and provided, further*, that no purchases of the stock of any company which has not regularly paid dividends for the past five years preceding the time of purchases shall be made; and that no loan shall be made by any such company on its own stock; and any life insurance company may purchase any policy of insurance, or other obligation of the company, and any claims of its policyholders, and may lend to the holder of any policy of the company a sum which shall not exceed the surrender value of the policy at the time the loan is made, which loan shall be a lien upon the policy and all additions or credits thereon; and any company organized for the purpose of marine insurance may, in addition to the foregoing, lend their funds on bottomry and respondentia bonds and change and reinvest the same as occasion may from time to time require.

Proviso.

May purchase or loan on policy.

Loans of marine companies.

Investments authorized by directors.

No joint transactions.

May subscribe for U. S. bonds.

No investment shall be made by any life insurance company, unless the same shall first have been authorized by the board of directors, or by a committee thereof charged with the duty of supervising such investment. No such company shall underwrite or participate in any underwriting of the purchase or sale of securities or property, or enter into any transaction for such purchase or sale on account of such company jointly with any other person, firm or corporation, nor shall any such company enter into any agreement to withhold from sale any of its property, but the disposition of its property shall be at all times within the control of its board of directors; any company, however, shall be free to subscribe for any proposed issue of bonds of the United

States, or of any other bonds of the character herein-before permitted; *provided*, such subscription be made for a definite amount and at a definite price. Proviso.

2. This act shall take effect immediately.
 Approved March 13, 1922.

CHAPTER 238.

An Act to amend an act entitled "An act to amend an act entitled 'An act respecting the establishment of building lines in municipalities in this State'" (Revision of 1917), approved April ninth, one thousand nine hundred and twenty.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section two of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 2 amended.

2. In addition to any power now vested in any board or body having control of the streets and highways of any municipality in this State, said board or body shall have power and authority to establish, by ordinance, building lines on any street, or part thereof, in said municipality, and thereafter no new building, structure or part thereof shall be erected between such building line and the street, such ordinance may also fix the time after which no structure, building or part thereof whatever shall continue to stand between said building line and the street. The re-erection, reconstruction and repair of any existing building or structure, or the erection of any temporary structure situate between the building line and the street, may be permitted before the time fixed as aforesaid, upon such terms and conditions as may be prescribed in such ordinance by said municipality; *provided, however*, such ordinance may establish a different building line for porches or bay windows from the line established for the remaining portions of the building. Building lines fixed.

As to new buildings.

Repairs.

Proviso.

Approved March 13, 1922.

CHAPTER 239.

An Act to appropriate and to provide for the payment of a portion of the State tax levied and assessed upon railroad and canal property in this State to the "Highway Construction Fund" established under the provisions of an act entitled "An act to provide for the taxation of real and personal property in this State for the construction of public roads," approved April twelfth, one thousand nine hundred and twenty-one, to be used for the purposes of said act.

Preamble.

WHEREAS, The tax now levied and assessed upon railroad and canal property under and by virtue of the provisions of an act entitled "An act to revise and amend 'An act for the taxation of railroad and canal property,' " approved April tenth, one thousand eight hundred and eighty-four, which revising and amending act was approved March twenty-seventh, one thousand eight hundred and eighty-eight, will be increased by reason of the act entitled "An act for the taxation of real and personal property in this State for the construction of public roads," approved April twelfth, one thousand nine hundred and twenty-one, and it is the legislative intent to effect such increase of taxation upon railroad and canal property, and to appropriate and apply such increase to the fund created under the provisions of an act entitled "An act to provide for the taxation of real and personal property in this State for the construction of public roads," approved April twelfth, one thousand nine hundred and twenty-one; therefore,

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The increase in the tax levied and assessed upon and collected from railroad and canal property under and by virtue of the provisions of "An act to revise and amend 'An act for the taxation of railroad and canal property,' " approved April tenth, one thousand

Increased taxes credited to highway construction fund.

eight hundred and eighty-four, which revising and amending act was approved March twenty-seventh, one thousand eight hundred and eighty-eight, and all the supplements and amendments thereto by reason of the tax provided for by an act entitled "An act to provide for the taxation of real and personal property in this State for the construction of public roads," approved April twelfth, one thousand nine hundred and twenty-one, shall be and the same hereby is appropriated to the fund created under the provisions of said act, and shall be credited to the fund when and as received into the State treasury.

2. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 240.

A Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Any person who shall

(a) Keep, set up, maintain, or operate any place, structure, building, vehicle or conveyance for the purpose of prostitution, lewdness or assignation;

Certain immoral acts a misdemeanor.

(b) Occupy any place, structure, building, vehicle or conveyance for the purpose of prostitution, lewdness or assignation, or knowingly permit any place, structure, building, vehicle or conveyance owned by him or under his control to be used for the purpose of prostitution, lewdness, or assignation, with knowledge or reasonable cause to know that the same is, or is to be, used for such purpose;

(c) Receive, or invite by gesture or otherwise, or offer or agree to receive any person into any place, structure, building, vehicle or conveyance for the purpose of prostitution, lewdness, or assignation, or permit any person to remain there for such purpose;

(d) Direct, take, or transport, or offer or agree to take or transport, any person to any place, structure, or building, or to any other person with knowledge or reasonable cause to know that the purpose of such directing, taking, or transporting is prostitution, lewdness, or assignation;

(e) Procure or solicit or offer to procure or solicit for the purpose of prostitution, lewdness, or assignation;

(f) Reside in, enter, or remain in any place, structure, or building, or enter or remain in any conveyance, or vehicle, for the purpose of prostitution, lewdness, or assignation;

(g) Engage in prostitution, or assignation or knowingly aid or abet prostitution, lewdness, or assignation; shall be guilty of a misdemeanor.

Definition.

2. The term "prostitution" shall be construed to include the giving or receiving of the body for sexual intercourse for hire, and, shall also be construed to include the giving or receiving of the body for indiscriminate sexual intercourse without hire.

Validity of act.

3. The declaration by the courts of any of the provisions of this act as being in violation of the Constitution of this State shall not invalidate the remaining provisions.

4. This act shall take effect immediately.
Approved March 13, 1922.

CHAPTER 241.

An Act to amend an act entitled "An act concerning intoxicating liquors used or to be used for nonbeverage purposes," passed April sixth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2 amended.

1. Section two of the act to which this act is amendatory be and the same is hereby amended to read as follows:

2. The word "liquor" and the words "intoxicating liquor" shall each be construed to mean and to include alcohol and brandy, whiskey, rum, gin, beer, ale, porter, wine and any other spiritous, vinous, malt, brewed or fermented liquor, mixed liquors, and all liquids, admixtures and compounds, whether medicated, proprietary, patented or not, and by whatever name called, which contain one-half of one per centum, or more, of alcohol by volume, and which are fit for use for beverage purposes.

Liquor defined.

Amount of alcohol.

2. Section seventeen of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Section 17 amended.

17. The words "retail druggist" or "pharmacist" shall be construed to mean a person authorized by this act, in the exercise of his professional duties, to dispense liquor on a physician's prescription.

"Pharmacist."

3. Section eighteen of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Section 18 amended.

18. The words "wholesale druggist" as used in this act shall be construed to mean a person who, after examination and investigation, shall be duly registered by the board of pharmacy, as provided for in this act, and who is engaged in the business of selling drugs, medicinal chemicals, pharmaceuticals, proprietary medicines and druggists' sundries to duly registered pharmacists, hospitals, dispensaries or physicians who are holders of basic permits, and whose stock of such drugs, medicinal chemicals, pharmaceuticals, proprietary medicines and druggists' sundries shall be maintained in such assortments and quantities as will enable such person to supply regularly from said stock, through selling service and credit extension, the usual and immediate requirements thereof to retail druggists and pharmacists, hospitals and dispensaries, and whose business for at least one year shall have been primarily and principally the selling of such commodities to pharmacists, hospitals, dispensaries and physicians; *provided, however*, that this shall not preclude a druggist who shall have been established and shall have been doing a bona fide whole-

"Wholesale druggist."

Proviso.

sale drug business in this State for more than one year, and who shall have incorporated, or who shall hereafter incorporate his said business in such a manner that the controlling interest and management of said business shall be unchanged by such incorporation, from being registered hereunder as a wholesale druggist.

Section 20
amended.

4. Section twenty of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Purposes for
which liquor
may be dealt
in.

20. It shall be lawful to manufacture, sell, barter, transport, import, export, deliver, furnish, receive, give away, prescribe, possess, solicit or advertise liquor under and according to the conditions prescribed by this act and by the laws of the United States and the regulations of the commissioner for the following uses and purposes:

Sacramental;
Medicinal;
Manufactur-
ing;

(a) Wine for sacramental purposes;
(b) Liquor for medicinal purposes;
(c) Liquor for manufacturing and scientific purposes;

Denatured;

(d) Denatured alcohol and denatured rum, produced and used as provided by the laws of the United States and the regulations of the commissioner;

Medicinal
preparations;

(e) Medicinal preparations manufactured in accordance with formulas prescribed by the United States Pharmacopœia, or National Formulary, or the American Institute of Homeopathy, that are unfit for use for beverage purposes;

Patent medi-
cines;

(f) Patented, patent and proprietary medicines that are unfit for use for beverage purposes;

Toilet articles;

(g) Perfumes, and toilet, medicinal and antiseptic preparations and solutions that are unfit for use for beverage purposes;

Flavoring
extracts;

(h) Flavoring extracts and sirups that are unfit for use as a beverage, or that are unfit for intoxicating beverage purposes;

Cider and
vinegar.

(i) Vinegar and preserved sweet cider.

Sale for bev-
erage purposes
disorderly.

Any person who shall knowingly sell any of the articles mentioned in this section, except flavoring extract or sirup, for beverage purposes, or who shall sell any flavoring extract or sirup for intoxicating beverage pur-

poses, or who shall sell any beverage containing one-half of one per centum or more of alcohol by volume, in which any flavoring extract, sirup or other article is used as an ingredient, shall be guilty of a misdemeanor.

5. Section fifty-eight of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 58 amended.

58. In any complaint, warrant, accusation, allegation or indictment the word "liquor" shall be a sufficient description of any or all of the liquids included in the definition in section two of the act to which this act is an amendment. Use of word "liquor."

6. Section fifty-nine of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 59 amended.

59. In any affidavit, information, or indictment for the violation of this act, separate offenses may be united in separate counts and the defendant may be tried on all at one trial and the penalty for all offenses may be imposed. Separate offenses in one complaint.

It shall not be necessary in any affidavit, information or indictment to give the name of the purchaser or to include any defensive negative averments, but it shall be sufficient to state that the act complained of was then and there prohibited and unlawful, but this provision shall not be construed to preclude the trial court from directing the furnishing the defendant a bill of particulars when it deems it proper to do so. Averment.

7. Section sixty of the act to which this act is amendatory be and the same is hereby amended to read as follows: Section 60 amended.

60. No person shall be excused on the ground that it may tend to incriminate him or subject him to a penalty or forfeiture, from attending and testifying or producing books, papers, documents, and other evidence in obedience to a subpoena of any court in any suit or proceeding based upon or growing out of any alleged violation of this act; but no answer made by any witness to any such question shall be used or admitted in evidence in any proceeding against such witness, except in a prosecution for perjury in respect to any such answer. As to incriminating testimony.

Section 67
amended.

8. Section sixty-seven of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Penalties for
violations.

67. Any person who shall violate any of the provisions of this act, or of the act to which this act is an amendment, shall be guilty of a misdemeanor and shall be punished for a first violation by a fine not exceeding five hundred dollars, or by imprisonment for any term not exceeding three months, or both; and for any subsequent violation shall be punished by a fine not exceeding one thousand dollars, or by imprisonment for any term not exceeding three years, or both.

Section 88
amended.

9. Section eighty-eight of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Habitual
violation.

88. Any person who shall habitually violate any of the provisions of this act shall be liable (as heretofore) to indictment for keeping a disorderly house.

10. Add a new section to read as follows:

Where prosecution had.

91. In case of a sale of liquor where the delivery thereof was made by a common or other carrier, the sale and delivery shall be deemed to be made in the county wherein the delivery was made by such carrier to the consignee, his agent or employee, or in the county wherein the sale was made, or in the county from which the shipment was made, and prosecution for such sale or delivery may be had in any such county.

Sundry sections repealed.

11. The following sections of the act to which this act is an amendment be and the same are hereby repealed:

Sections six, seven, eight, fifty-one, fifty-two, fifty-three, fifty-four, fifty-seven, sixty-one, sixty-two, sixty-three, sixty-four, sixty-five, sixty-six, sixty-eight, sixty-nine, seventy, seventy-one, seventy-three, seventy-four, seventy-six, seventy-seven, seventy-eight, seventy-nine, eighty, eighty-one, eighty-two, eighty-three, eighty-four, eighty-five and eighty-nine.

12. This act shall take effect immediately.

Approved March 13, 1922.

CHAPTER 242.

An Act to amend an act entitled "An act to regulate elections (Revision, 1920)," passed May fifth, one thousand nine hundred and twenty, which act was amended by an act entitled "An act to amend an act entitled 'An act to regulate elections (Revision, 1920),' passed May fifth, one thousand nine hundred and twenty," which amendment was approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section twenty-nine, Article III, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 29, Art. III, amended.

Filling Vacancies Other Than United States Senator, Member of Congress, State Senator, General Assemblyman.

29. Any vacancy happening in any public office other than that of United States Senator, Member of Congress, State Senator, or Member of the House of Assembly, shall be filled at the general election next succeeding the happening thereof, unless such vacancy shall happen within twenty-five days next preceding such election, in which case such vacancy shall be filled at the second succeeding general election.

Filling vacancy in various offices.

✓

2. After section four, Article IV, of the act to which this act is an amendment, insert new section to be known as four-A, to read as follows:

Sec. 4-A, Art. IV, added

Redistricting Upon Petition of Governing Body of Municipality.

4-A. Where it appears that serious inconvenience has been caused the voters by the size or shape of any election district in any municipality, or that certain districts contain an unreasonably large or small number of voters in comparison with other districts in said municipality

Readjustment of election districts.

or that a change is necessary because of a change of ward lines, the county board of elections, upon the request of the governing body of such municipality, may revise or readjust the election districts in such municipality, without regard to whether a readjustment is authorized by the next preceding section of this article.

Sec. 2, Art.
V, amended.

3. Section two, article V, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Membership and Organization.

Municipal
party commit-
tee.

When to take
office.

Organization.

By-laws.

Vacancies.

Sec. 3, Art.
V, amended.

2. The members of the municipal committees of political parties shall consist of the elected members of the county committee in such municipality. The members of said municipal committee shall take office on the first Saturday following their election as members of the county committee, on which day the terms of all members of such committees theretofore elected shall terminate. The annual meeting of each municipal committee shall be held on the first Saturday after the fourth Tuesday in September, at an hour and place to be designated in a notice to be given by the chairman thereof, at which annual meeting the members of each committee shall elect some suitable person as chairman to hold office for one year or until his successor is elected. Such chairman shall preside at all meetings of the committee, and shall perform all duties required of him by law and the constitution and by-laws of such committee. Such municipal committee shall have power to adopt a constitution and by-laws for its proper government. A member of a municipal committee of any political party may resign his office to the committee of which he is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies caused by death, resignation, failure to elect, or otherwise, in the office of a member of a municipal committee of any political party shall be filled for the unexpired term by the remaining members of said committee in the municipality in which such vacancy shall occur.

4. Section three, Article V, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Membership and Organization.

§ 3. The members of the county committees of political parties shall be elected annually at the primary for the general election in the manner provided in this act for the selection of party candidates to be voted for at the general election by the voters of a municipality. The county committee shall consist of one male and one female member from each unit of representation in the county, the male receiving the highest number of votes among the male candidates and the female receiving the highest number of votes among the female candidates shall be declared elected. The county committee shall determine by its by-laws the units into which the county shall be divided for the purpose of representation in the county committee. The members of the county committee of each of the political parties, hereafter elected shall take office on the first Monday following their election, on which day the terms of all members of such committees heretofore elected shall terminate. The annual meeting of each county committee shall be held on the first Monday following the primary election at an hour and place to be designated in a notice in writing to be mailed by the chairman of the outgoing county committee to each member-elect, at which annual meeting the members of such committee shall elect some suitable person as chairman, to hold office for one year, or until his successor is elected. Such chairman shall preside at all meetings of the committee, and shall perform all duties required of him by law and the constitution and by-laws of such committee. Said committee shall have power to adopt a constitution and by-laws for their proper government. A member of a county committee of any political party may resign his said office to the committee of which he is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies in the office of a member of the county committee of any political party, caused by death, resignation, failure to elect, or otherwise, shall be filled for the unexpired term by the municipal committee of the municipality wherein the vacancy occurs, if there is such committee, and if not then by the remaining members of the county committee of such political party representing the territory

County party committee.

How composed.

When to take office.

Organization.

By-laws.

Vacancies.

Representation certified to clerks.

in the county in which such vacancy shall occur. The chairman of the county committee of the several political parties shall before the first day of September certify to the clerk of each municipality in the county the unit of representation in such municipality, together with the enumeration of the election district or districts embraced within such unit.

Sec. 4, Art. V, amended.

5. Section four, Article V, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Membership and Organization.

State party committee.

How composed.

When to take office.

Organization.

By-laws.

Vacancies.

4. At the primary for the general election of the year in which a Governor is to be elected, one male and one female member of the State committee of each of said political parties shall be elected in each county, the male receiving the highest number of votes among the male candidates and the female receiving the highest number of votes among the female candidates shall be declared elected. The members of the State committee of each of the political parties hereafter elected shall take office on the first Tuesday following their election, on which day the terms of all members of such committees heretofore elected shall terminate. The annual meeting of such State committee shall be held on the first Tuesday after the fourth Tuesday in September, at the hour and place to be designated in a notice in writing to be mailed by the chairman of the outgoing State committee to each member-elect, at which annual meeting the members of said committee in the year in which a Governor is to be elected, shall elect some suitable person as chairman to hold office for three years, or until his successor is elected. Such chairman shall preside at all meetings of the committee and shall perform all duties required of him by law and the constitution and by-laws of such committee. Said committee shall have power to adopt a constitution and by-laws for their proper government. A member of a State committee of any political party may resign his said office to the committee of which he is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies in the office of a member of the State committee of any political party,

caused by death, resignation or otherwise, shall be filled for the unexpired term by the members of the county committee of such political party in the county in which such vacancy shall occur. Members of the State committee shall serve for three years or until their successors are elected. Said State committee shall choose its chairman and the member or members of the National committee of their political party; *provided*, that within thirty days of the passage of this act, one woman from each county shall be appointed by the State committee to serve as a member of such committee until the year in which the next Governor is to be elected for a full term.

Term.

National committee member.

Proviso.

6. Section one, Article VII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 1, Art. VII, amended.

Appointment by Chairman of County Committee.

1. The chairman of the county committee of any political party that has duly nominated any candidate for public office to be voted for at any election by all the voters within said county or any political division thereof greater than a single municipality, or where the election is within and for a single municipality only, or any subdivision thereof, then the chairman of the municipal committee of the political party making such nomination within and for such single municipality, or such subdivision thereof, may appoint two agents or challengers for each election district in his county or municipality, as the case may be. The chairman of the county committee of each political party may also appoint two agents or challengers to serve and exercise the powers of agents or challengers, in each election district in the county at any primary election.

Election agents or challengers.

7. Section two, Article VII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 2, Art. VII, amended.

Appointment by Candidates.

2. Any candidate who has filed a petition for any office to be voted for at the primary election, and any candidate, for any office, whose name may appear upon the ballot to be used in any election, may also act as an agent or challenger as herein provided and may likewise

Candidate as agent.

- Proviso.** appoint two agents or challengers for each district in which he is to be voted for; *provided, however*, that only two agents or challengers shall be allowed for each election district to represent all the candidates nominated in and by the same original petition. The appointment of such agents or challengers shall be made in writing under the hand of the person or persons making the appointment, and shall specify the names and residences of the agents or challengers and the election districts for which they are severally appointed. Such agents or challengers shall be in addition to those provided for in section one of this article.
- Appointment of agents.**
- Sec. 3, Art. VII, amended.** 8. Section three, Article VII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:
Filing of Appointments.
- Appointments of challengers filed.** 3. The appointment of challengers shall be filed with the county board of elections not later than the second Tuesday preceding any election.
- Sec. 5, Art. VII, amended.** 9. Section five, Article VII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:
Powers.
- Powers of agents.** 5. Such agents or challengers shall be the authorized agents or challengers for their respective political parties and candidates, and shall have the power to challenge the right to vote therein of any person claiming such right; said agents or challengers may be present while the votes cast at any election are being counted, and hear and see said ballots counted and shall have the right and power to challenge the counting or rejecting of any ballot or any part of a ballot.
- Sec. 2, Art. VIII, amended.** 10. Section two, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:
Tentative List of Available Places.
- Polling places suggested.** 2. It shall be the duty of the clerk of every municipality to send to the county board of elections of every county wherein such municipality is located before the first day of July in each year, a suggested list of places

in said municipality suitable for polling places. The said county board of elections shall select the polling places for each election district in said municipalities of said county; provided, that no place shall be suggested by said municipal clerks or chosen by said county boards of election as a polling place in any building in which is located or maintained any inn or tavern or saloon where intoxicating liquors are licensed to be sold; *and provided, further*, that said county board of elections shall not be obliged to select the polling places so suggested by the municipal clerks, but may choose others where they may deem it expedient; *and provided, further*, that the county board of elections may, in its discretion, select a polling place other than a schoolhouse or public building, outside of such district, but such polling place shall not be located more than one thousand feet distant, from the boundary line of such district.

11. Section six Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Ballot-Boxes—How Provided and Repaired.

6. The county board of elections in counties of the first class and the board of chosen freeholders in counties other than counties of the first class shall provide sufficient ballot-boxes for use in the polling places of each election district within said county; and the clerks of the several municipalities shall keep in repair and store the ballot-boxes at the cost and expense of such municipality.

12. Section eight, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Enumeration.

8. The county boards of election in counties of the first class and the municipal clerks in counties other than counties of the first class shall purchase or lease and furnish the proper equipment of polling places, to enable the district boards of registry and election to carry out the duties imposed upon them by this act. Said equipment shall consist of tables, chairs, lights, booths and all other things necessary for the performance of said

Selection.

Proviso.

Proviso.

Proviso.

Sec. 6, Art. VIII, amended.

Furnishing ballot boxes.

Repairs, etc.

Sec. 8, Art. VIII, amended.

Polling places properly furnished.

Equipment.

duties, and shall be ready for use by said district boards of registry and election in ample time to enable them to perform said duties.

Repairs, storage, etc.

The clerks of the several municipalities shall keep in repair, store and deliver the polling booths, ballot boxes and other equipment in time for use by said district boards of registry and elections at the cost and expense of such municipality.

Equipment in municipal elections.

In case of any election to be held in and for a municipality only, the duties now imposed upon the county boards of election in counties of the first class regarding the equipment of polling places, shall devolve upon the clerk of the municipality wherein such election is to be held; any equipment in possession of the county board of elections may be used in a municipal election upon requisition.

Sec. 10, Art. VIII, amended.

13. Section ten, Article VIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Number of Booths.

Number of booths.

10. In municipalities having a population of more than fifteen thousand, the number of such booths in each election district shall not be less than one for every one hundred persons registered in such district at the last preceding general election and not less than three such booths shall be provided in any polling place; *provided however*, that in municipalities having a population of fifteen thousand or less the number of booths in each election district shall not be less than one for every one hundred and fifty persons registered in such district at the last preceding general election and not less than four such booths shall be provided in any polling place.

Proviso.

Sec. 2, Art. IX, amended.

14. Section two, Article IX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Preparation of Books, Blank Forms, et cetera.

Preparation and furnishing supplies.

2. Pamphlets of the election laws and instructions; precinct returns; electors of President and Vice-President; United States Senator; Member of the House of Representatives; Governor; State Senator; Assembly and county officers; justice of the peace: public ques-

tions submitted to the voters of the entire State; self-addressed envelopes plain and stamped to each district; returns for the county board of canvassers for the above officers; affidavits for registering voters that are absent from the county; primary return sheets, and the following books and lists: In municipalities exceeding fifteen thousand population, primary election registry books, party primary poll books, signature copy registers, general election poll books, general election registry lists: In municipalities of fifteen thousand population or less, primary election registry books, party primary poll books, canvassing books, registers of voters, general election poll books, general election registry lists; shall be prepared and distributed by the Secretary of State on or before the first day of August prior to the primary election for the general election and the general election. Upon the covers of each of said books shall be printed in conspicuous type such instructions to election officers regarding the use and disposition of such books by election officials as the Secretary of State shall deem necessary. All other books, blank forms, stationery and supplies for the primary election, for the general election, the primary election for delegates and alternates to national conventions, and the general election shall be prepared and distributed by the clerks of the various counties; excepting, that all books, blank forms, stationery and supplies necessary to be furnished or issued by the county board of elections or prosecutor of the pleas, shall be prepared and distributed by such county board of elections or prosecutor of the pleas, as the case may be. The county board of elections in counties of the first class and the municipal clerks in counties other than counties of the first class shall deliver to the county clerk, county board of elections, the municipal clerks and the district board of registry and elections in municipalities having more than one election district, a map or description of the district lines of their respective election district, together with the street and house numbers where possible in said election districts.

By Secretary
of State.

By county
clerks.

Exceptions.

Map of elec-
tion districts.

House num-
bers.

15. Section three, Article X, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 3, Art.
X, amended.

Notice of Offices to be Filled.

Notice of
offices to be
filled.

3. It shall also be the duty of the clerk of every county, between the first day of August and the first day of September, immediately preceding the expiration of the term of office of all other officers who are voted for by the voters of the entire county or of more than one municipality within said county, to direct and cause to be delivered to the clerk of each municipality and the county board of elections in counties of the first class, a notice that such officer or officers, as the case may be, will be chosen at the ensuing general election.

Sec. 5, Art.
X, amended.

16. Section five, Article X of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Newspaper Notice of Registration and Election Days.

I. Counties of the First Class.

(a) General Notice for County at Large.

(1) Time of Publication.

Notice of
registration
in counties
of first class.

5. The county board of elections in counties of the first class shall cause a general notice to be published in a newspaper or newspapers published in the county as the county board of elections shall select, twice during the calendar week next preceding the first registry day or the day fixed for the beginning of the house to house canvass, twice during the calendar week next preceding the primary day for the general election, twice during the calendar week next preceding the third registry day, twice during the calendar week next preceding the general election day and twice during the first three days of the calendar week in which the general election is held.

(2) Contents of General Notice.

What notice
to show.

Said general notice shall set forth that the district boards of registry and election in each election district in each municipality will meet for the purpose of making a registration of voters on the days and between the hours hereinafter designated for that purpose, and that a primary election for making nominations for the general election will be held on the day and between the hours and at the places provided for in this act, and also making known the time, place and purpose of

holding the general election thereafter, and the State and county officers or offices to be nominated or to be filled at such primary election, and the State and county office or offices to be filled and the State and county public questions to be voted upon at such general election; *provided, however*, that in such general notice hereinabove required, it shall not be necessary to include municipal officers to be nominated or elected, or public questions to be voted upon, except those to be nominated or elected or voted upon in the municipality in which said newspaper or newspapers are published.

Proviso.

(b) Notice for Municipalities.

(1) Time of Publication.

The county board of elections in counties of the first class shall cause a notice to be published in each municipality in its respective county, in a newspaper or newspapers published in such municipality as the county board of elections shall select, excepting the municipalities wherein are located the newspaper or newspapers which have been selected by the county board of elections to publish the general notice hereinabove referred to in paragraph (a) of this section; *provided, however*, that in all municipalities in which no newspaper is published, such notice shall be published for such municipality in a newspaper or newspapers circulating in such municipality. The notice to be published in each municipality as above provided for shall be published once during each of the two calendar weeks next preceding the first registry day or the day fixed for the beginning of the house to house canvass, once during each of the two calendar weeks next preceding the primary day for the general election, once during each of the two calendar weeks next preceding the third registry day and once during each of the two calendar weeks next preceding the general election day.

Notice of registration in municipalities.

Proviso.

Publications.

(2) Contents of Notice.

Said notice to be published in each municipality as above provided for, shall set forth that the district boards of registry and election in each election district in each municipality will meet for the purpose of making a registration of voters on the days and between the

What notice to set forth.

hours hereinafter designated for that purpose, and that a primary election for making nominations for the general election will be held on the day and between the hours and at the places provided for in this act, and also making known the time, place and purpose of holding the general election thereafter, and the State and county officers or offices to be nominated or to be filled at such primary election, and the State and county office or offices to be filled and the State and county public questions to be voted upon at such general election; *provided, however*, that in such notice hereinabove required, it shall be necessary to include only the municipal officers to be nominated or elected and the public questions to be voted upon in the municipality in which said newspaper or newspapers are published; *provided, further*, that in all municipalities in which no newspaper is published, such notice, as hereinabove required to be published in a newspaper or newspapers circulating in such municipality, shall include only the municipal officers to be nominated or elected and the public questions to be voted upon in such municipality in which said newspaper or newspapers circulate.

Proviso.

Proviso.

II. Counties Other Than Counties of the First Class.

(1) Time of Publication.

Giving notice
in other
counties.

The municipal clerks in counties other than counties of the first class, shall cause a notice to be published in their respective municipality, in a newspaper or newspapers published in such municipality as the municipal clerks shall select; *provided, however*, that in all municipalities in which no newspaper is published, such notice shall be published for such municipality in a newspaper or newspapers circulating in such municipality. The notice to be published by said municipal clerks, as above provided for, shall be published once during each of the two calendar weeks next preceding the first registry day or the day fixed for the beginning of the house to house canvass, once during each of the two calendar weeks next preceding the primary day for the general election, once during each of the two calendar weeks next preceding the third registry day and once each week next preceding the general election day.

Proviso.

Publication.

(2) Contents of Notice.

Said notice to be published in each municipality by said municipal clerks as above provided for shall set forth that the district boards of registry and election in each election district in each municipality will meet for the purpose of making a registration of voters on the days and between the hours hereinafter designated for that purpose, and that a primary election for making nominations for the general election will be held on the day and between the hours and at the places provided for in this act, and also making known the time, place and purpose of holding the general election thereafter, and the State and county officers or offices to be nominated or to be filled at such primary election, and the State and county office or offices to be filled and the State and county public questions to be voted upon at such general election; *provided, however*, that in such notice hereinabove required, it shall be necessary to include only the municipal officers to be nominated or elected and the public questions to be voted upon in the municipality in which said newspaper or newspapers are published; *provided, further*, that in all municipalities in which no newspaper is published, such notice, as hereinabove required to be published in a newspaper or newspapers circulating in such municipality, shall include only the municipal officers to be nominated or elected and the public questions to be voted upon in such municipality in which said newspaper or newspapers circulate.

What notice to set out.

Proviso.

Proviso.

III. Elimination of Part of Notice After Certain Events.

Such part or parts of the original notices as published, either by county boards of elections or municipal clerks, which pertains or pertain to a day of registration or primary election which has occurred, shall be paid by the respective municipalities.

Payment for notices.

IV. Cost of Publication.

(a) Counties of the First Class.

The cost of the publishing of said notices by the county boards of elections in counties of the first class shall be paid by the respective counties.

Notices paid by first class counties.

(b) Counties Other Than Counties of the First Class.

Payment in
other cases.

The cost of the publishing of said notices by the municipal clerks in counties other than counties of the first class shall be eliminated from said notices in succeeding insertions.

Sec. 6, Art.
XI, amended.

17. Section six, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

When Permitted.

Absentees
registering by
affidavit.

6. The county boards of elections shall place upon the signature copy registers and register of voters the names of qualified voters who are or were unable by reason of illness or who are or were or will be absent from the county, to register personally; *provided*, each of said voters shall file with the county board of elections of the county wherein he claims his residence, an affidavit wherein he shall state the reason for his inability to register in person and also answer the same questions required to be answered in the case of personal registration; *provided, however*, that said voters may in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class file with the municipal clerk an affidavit wherein he shall state the reason for his inability to register in person and also answer the same questions required to be answered in the case of personal registration. Said municipal clerk shall on the day following the receipt of said affidavit file same with the county board of elections.

Proviso.

Proviso.

Affidavit
filed.

Sec. 8, Art.
XI, amended.

18. Section eight, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Filing.

Affidavit filed
with county
board.

8. Such affidavit may be made not later than seven days after the last registry day and shall be filed with the county board of elections of the county in which such voter is entitled to vote, not later than seven days after such registry day; and such county board of elections on the receipt thereof shall endorse upon said affidavit a number showing the order of its receipt by said board, and shall thereupon enter the name of such voter

on the proper register for the ensuing general election, together with the statements, as contained in said affidavit, which the voter would be required to make if registering personally, and shall enter in the eleventh column of said signature copy register instead of the signature of such voter, the words "affidavit No.," giving the number endorsed on said affidavit. Such affidavit shall be attached to the inside of back cover of said signature copy register on which the county board of elections has entered his name, and shall be used on election day as hereinafter provided.

Proper entry made in register.

Affidavit attached to signature register.

19. Section nine, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 9, Art. XI, amended.

Definition.

9. The registers known as volume number one and volume number two, which in the eleventh column contain the signatures, identification statement numbers, and affidavit numbers of those registering as hereinbefore provided, shall be known as the "signature copy register."

Signature copy register.

20. After section ten, Article XI, of the act to which this act is an amendment, insert new section to be known as ten-A, to read as follows:

Sec. 10-A, Art. XI, added.

Filing of Copies of Certificates of Registration.

10-A. At the close of each day of registration the district board of registry and election shall make out three copies of the proper certificates of registration in volume two of the "signature copy register," and shall certify over their signatures on said copy of the certificate of registration, that the statements therein are true and correct. Not later than the day following each day of registration the district board of registry and election shall file one of said copies with the county board of elections, the county clerk and the municipal clerk of their respective county or municipality. Said copies shall be attached in perforated sheets in the back of volume two of the signature copy register.

Certificates prepared and filed after each day of registration.

21. Section twelve, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 12, Art. XI, amended.

Registry Lists.

Complete list delivered to county clerk.

12. On the same day after the close of the last day of registration as herein provided, in all municipalities in counties of the first class and in municipalities having a population exceeding fifteen thousand in counties other than counties of the first class, the said district board of registry and election in each election district, in the municipalities above mentioned, shall make and complete one list of all persons registered in their district grouped according to streets and avenues. Said list shall be substantially in the following form :

Grand Street

Residence number
or other designation.

Name of Voter.

14

Smith, John M.

15

Jones, Charles M.

Total names given.

Said list shall be signed and certified by said board, and delivered on the same day after the close of the last day of registration to the county clerk. On the face of said list of registered voters, the district board of registry and election, shall, in figures, note or state the total number of names of persons registered on all registration days in their respective election districts.

Sec. 13, Art. XI, amended.

22. Section thirteen, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Use of Registry Lists.

Printed lists prepared, posted, etc.

13. The county clerk shall forthwith cause copies of said registry lists to be printed in hand-bill form, and shall furnish to any voter applying for the same, copies of said registry lists, charging therefor twenty-five cents per copy; he shall also furnish five printed copies thereof to the respective district boards of registry and election; said board shall post two said registry lists, one in the polling place and one in another conspicuous place within such election district. Said county clerk shall also forthwith deliver to the chief of police and the municipal clerk of each of the municipalities in the county for which said lists have been printed, and the county board of elections, not less than five copies of the lists of voters

List furnished police.

of each election district in such municipalities. The said chief of police shall cause an investigation to be made of the names of the persons so appearing on said lists, to ascertain if the said persons are residents of the houses from which they are registered, and shall, not later than five days after the receipt of same from the county clerk, forward the various reports of such investigation, certified by the chief of police, to the county board of elections, where they shall be kept open to public inspection. Said county clerk, after causing copies of said registry lists to be printed, shall file the original registry lists in his office and keep same on file for the period of one year.

Verification
by police.

Original list
filed for a
year.

23. Section twenty-seven, Article XI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 27, Art.
XI, amended.

Addition of Name to Registers by the Courts.

27. In case any legal voter in any election district in municipalities having a population exceeding fifteen thousand has been refused the right to register or vote, or who is not registered, he may, on said election day, apply in person to said court for the purpose of having his name placed upon the register; and the said court, upon such application, and upon satisfactory evidence under oath that such person is a legally qualified voter residing in such election district, and that he made a reasonable effort to register, and that for some reason other than his own neglect or forgetfulness he failed of registration, shall give a certificate under the seal of the court to that effect, directing the district board of registry and election to allow said person to register and vote in said district.

Registering
and voting
by order
of court.

24. Section fifteen, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 15, Art.
XII, amended.

Electors of President and Vice-President of United States.

15. Whenever the State convention of a political party shall have nominated candidates for electors of President and Vice-President of the United States, as herein provided, said convention shall certify said nomination in a written or printed or partly written and

Certification
of nomina-
tions of presi-
dential elec-
tors.

partly printed certificate of nomination. Said certificate of nomination shall contain the name of each person nominated, his residence and post office address, the office for which he is named, and shall also contain in not more than three words the designation of the party or principles which such convention or nominating body represents. The names of the candidates for President and Vice-President for whom such electors are to vote may be included in the certificate. Said convention may also appoint a committee to whom shall be delegated the power to fill vacancies occasioned by any cause, and the names and addresses of said committee shall be included in said certificate. Said certificate shall be signed by the presiding officer and secretary of such convention or nominating body, who shall add to their signatures their respective places of residence and post office addresses, and severally make oath before an officer qualified to administer the same that the affiants were respectfully such officers of such convention, and that said certificate and the statements contained therein are true as they verily believe. A certificate that such oath has been taken shall be made and signed by the officer administering the same and endorsed upon or attached to such certificate of nomination. Enclosed upon or attached to said certificate shall be statements in writing that the persons named therein accept such nominations. Said certificate of nomination and the acceptance thereof shall be filed with the Secretary of State at least thirty days previous to the general election at which such electors of President and Vice-President of the United States are to be voted for. All objections to said certificates of nomination, the determination of the validity of such objections, the correction of defective certificates, and the presentation of said certificates and any documents attached thereto, shall be the same as herein provided for direct petitions of nominations.

Presidential candidates.
Committee on vacancies.
What certificate to set forth.
Objections.
Sec. 16, Art. XII, amended.
Declination of nomination.

25. Section sixteen, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Time Limit of Resignations.

16. Whenever any person nominated as herein provided by direct petition or State convention for election

to public office at the general election shall, at least thirty days before the day of said general election, in a writing signed by him and duly acknowledged, notify the officer with whom the original petition or certificate of nomination was filed that he declines such nomination, said nomination shall be void.

26. Section eighteen, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 18, Art. XII, amended.

Time Limit on Filling Vacancies.

18. Whenever any person shall thus decline his nomination, or if any petition or certificate of nomination, or if any nomination, be insufficient or inoperative, or if any nominee shall die, or for any other reason vacate his nomination, the vacancy thus occasioned may be filled in the following manner, provided that no vacancies shall be filled later than twenty-five days before said general election.

Filling vacancies in nominations.

27. Section nineteen, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 19, Art. XII, amended.

Filling Vacancies Among District Petition Nominees.

19. If the candidate vacating the nomination was nominated directly by petition his successor shall be nominated in the same manner by direct petition; *provided*, that said new petition of nomination must be filed with the Secretary of State or county clerk, as the case may require, not later than twenty-five days before the day of the election whereat such candidate is to be voted for.

Filling vacancies by petition.
Proviso.

28. Section twenty, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 20, Art. XII, amended.

Filling Vacancies Among Primary Election Nominees.

20. If the candidate vacating the nomination was nominated at the primary election held pursuant to this act said vacancy shall be filled in the case of a candidate who had been voted for at said primary by the voters of a political party of the entire State or of any political division greater than a single county or of any congressional district, by the chairman of the

Vacancy filled by chairman of State committee.

Proviso.	State committee of such political party; <i>provided, however,</i> that where any vacancy occurs in a congressional district lying wholly within a single county the chairman of the county committee of the political party which nominated the candidate shall fill the vacancy.
Filling other vacancies.	In the case of a candidate who had been voted for by the voters of a political party of an entire county or more than one municipality thereof by the chairman of the county committee of such political party of said voters and in the case of a candidate who had been voted for by the voters of a political party of a municipality or portion thereof by the chairman of the municipal committee of such political party, if there is such a committee and if not by the chairman of the county committee of such political party. In filling such vacancy the chairman and secretary of such committee shall make and file with the Secretary of State in the case of officers to be voted for by the voters of the entire State or of any political division greater than a single county or of any congressional district; with the county clerk in the case of officers to be voted for by the voters of the entire county or any portion thereof.
Filing certificate.	Said certificate shall set forth the cause of said vacancy, the name of the person nominated and that he is a member of the same political party as the candidate for whom he is substituted, the office for which he was nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee was authorized to fill vacancies, and such further information as is required to be given in any original petition of nomination. The petition so made shall be executed and sworn to by the chairman and secretary of such committee, and shall, upon being filed at least twenty-five days before election, have the same force and effect as an original petition of nomination. Said petition must be filed with the Secretary of State or county clerk not later than twenty-five days before the day of the election whereat such candidate is to be voted for; when filed with the Secretary of State he shall immediately certify the same to the proper county clerk.
What certificate to show.	
Effect of petition.	
When filed.	

29. Section twenty-one, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 21, Art. XII, amended.

Filling Vacancies Among State Convention Nominees.

21. If the nomination vacated is that of a candidate for elector of the President and Vice-President of the United States, said vacancy shall be filled by the committee to whom power shall have been delegated to fill vacancies if such there be, otherwise by the State committee of the political party of the State convention which nominated said elector whose nomination is vacated. The chairman and secretary of such vacancy committee or State committee shall file with the Secretary of State not later than thirty days prior to the general election a certificate of nomination for filling such vacancy. Such certificate shall be made up and tied in the same manner and form as heretofore provided for filling vacancies among candidates nominated at the primary.

Filling vacancies in presidential electors.

When and where filed.

30. Section twenty-two, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 22, Art. XII, amended.

Secretary of State to County Clerk.

22. It shall be the duty of the Secretary of State, not later than thirty days before any election whereat any candidates nominated in any direct petition, primary certificate of nomination or State convention certificate filed with him is to be voted for, to make and certify, under his hand and seal of office, and forward to the clerks of the several counties of the State a statement of all the candidates thus nominated for whom the voters within such county may be by law entitled to vote at such election. Such statement, in addition to the names of the candidates for President and Vice-President of the United States, if any such have been included in any such certificate or petition filed with him, shall also contain the names and residences of all other candidates, the offices for which they are respectfully nominated, and the names of the parties by which or the political appellation under which they are respec-

Nominations certified by Secretary of State.

Independent candidates.

tively nominated. Candidates nominated directly by petition, without distinctive political appellation, shall be certified as independent candidates.

Sec. 24, Art. XII, amended.

31. Section twenty-four, Article XII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Determination by Nominee.

Order of designation.

X

24. Any candidate who receives more than one nomination for the same office, either from more than one political party or from more than one group of petitioners, or from one or more political parties and one or more groups of petitioners, shall have his name printed on the official general election ballot in only one column to be selected by him from among the columns to which his nominations entitles him, and shall have such designations after his name as he shall select, consisting of the names of the political parties nominating him, with the words "Endorsed By," if he so desires, and the several designations to which he is entitled by the other nominations if any, and printed in such order as he shall select. The candidate shall file with the Secretary of State or county clerk, as the case may be, his selection of his column, and the designations to follow his name and their order. Unless such selection is so filed within seven days after the primary election, the Secretary of State or county clerk, as the case may be, shall determine in what column and with what designations his name shall be printed. Such designations shall be printed in small type, and, if necessary, in several lines or in a line below his name, and may be abbreviated.

Selection by candidate.

Sec. 2, Art. XIII, amended.

32. Section two, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Regulations as to Contents.

Blanket ballot.

X
As to printing names on ballot.

2. There shall be a single or blanket form of ballot, upon which shall be printed all the names of all the candidates of every party or group of petitioners having candidates to be voted for at said election. The name of any candidate nominated at the primary who shall fail to accept his nomination in the manner herein provided

shall not be printed on the ballot. The name of a candidate whose nomination has been vacated as hereinbefore provided shall not be printed on the ballot. The name of any candidate shall appear but once upon the ballot for the same office. Any public question which is to be submitted to the people of the State, county or municipality at said general election, shall be printed upon the ballot, with appropriate instructions to the voter.

Questions submitted to be printed.

33. Section four, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 4, Art. XIII, amended.

Head of the Ballot.

4. In the center of the ballot immediately below the perforated line shall be printed the words "Official General Election Ballot" in bold-face type. Below the above-stated words and extending across the ballot shall appear the words: "Name of (Municipality) Ward, Election District, Date of Election, John Doe, County Clerk." The blank spaces shall be filled in with the name of the proper municipality, the ward and district numbers and the date of the election. The name of the county clerk shall be a facsimile of his signature. Below the last stated words extending across the ballot and at the extreme left shall be printed the words "Instructions to the Voter," and immediately to the right there shall be a bracket embracing the following instructions numbered consecutively:

Wording at top of ballot.

Polling place, etc., given.

Instructions to voters.

1. The only kind of a mark to be made on this ballot in voting shall be a cross X or plus + excepting when writing a name in the column designated Personal Choice (see Instruction 4 below).

2. To mark a cross X or plus + or when writing a name on this ballot use only black ink or black lead pencil.

3. To vote for any candidates whose names are printed in any column, mark a cross X or plus + in the space or square at the left of the names of such candidates not in excess of the number to be elected to the office.

Voting for
person not
named.

4. To vote for any person whose name is not printed on this ballot, write or paste the name of such person under the proper title of office in the column designated Personal Choice, but do not mark a cross X or plus + before or after such name.

5. To vote upon any public question printed on this ballot if in favor thereof, mark a cross X or plus + in the square at the left of the word "Yes," and if opposed thereto, mark a cross X or plus + in the square at the left of the word "No."

To obtain an
other ballot.

6. Do not mark this ballot in any other manner than above provided for and make no erasures. Should this ballot be wrongly marked, defaced, torn or any erasure made thereon or otherwise rendered unfit for use return it and obtain another.

Instructions
in presidential
years.

In the year in which electors for President and Vice-President of the United States are to be elected, the following instructions shall be printed upon the general election ballot.

7. To vote for all the electors of any party, mark a cross X or plus + in black ink or black pencil in the square at the left of the surnames of the candidates for President and Vice-President for whom you desire to vote.

8. To vote for part of the electors of any party mark a cross X or plus + in black ink or black pencil in the square at the left of the name of each elector for whom you desire to vote.

Below the above-stated instructions and information and three inches below the perforated line and parallel to it there shall be printed a six-point diagram rule extending across the ballot to within not less than a half inch to the right and left edges of the paper.

Sec. 6, Art.
XIII,
amended.

34. Section six, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Column Designations and Accompanying Instructions.

Column
designations.

6. In each column, immediately below the six-point rule, shall be printed the proper word or words to designate the column, to be known as the "Column Designation." In the columns at the extreme left shall be printed the name of each of the political parties which

made nominations at the next preceding primary election, directly under which shall appear the words "To vote for any candidate whose name appears in the column below, mark a cross X or plus + in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office." Said columns shall be three inches in width. The column next to the right of such columns shall be designated "Personal Choice," under which shall appear the words "In the blank column below, under the proper title of office, the voter may write or paste the name of any person for whom he desires to vote, whose name is not printed on this ballot, but need not mark a cross X or plus + before or after such name. Do not vote for more candidates than are to be elected to any office." This column shall be four inches in width. The remaining column or columns, as the case may be, shall each be designated "Nomination by Petition," under which shall be printed the words "To vote for any candidate whose name appears in the column below mark a cross X or plus + in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office." Said columns shall be four inches in width. Below the column designations and accompanying instructions, and not more than one and one-half inches below the six-point diagram rule, and parallel thereto, shall be printed a six-point diagram rule extending across the entire ballot, from one four-point rule to the other.

35. Section eight, Article XIII, of the act to which this act is an amendment, be and the same is hereby amended so as to read as follows:

Sec. 8, Art.
XIII,
amended.

Arrangement of Titles of Office and Names of Candidates in Party Columns and Personal Choice Column.

8. In the columns of each of the political parties which made nominations at the next preceding primary election, and in the Personal Choice column, within the space between the two-point hair line rules, there shall be printed the title of each office to be filled at such election, except as hereinafter provided. Such titles of office shall be arranged in the following order: Electors of President and Vice-President of the United States:

Title of office
printed.

Order of
titles and
candidates.

member of the United States Senate; Governor; member of the House of Representatives; member of the State Senate; members of the General Assembly; sheriff; county clerk; surrogate; register of deeds and mortgages; coroners, county supervisor, members of the board of chosen freeholders; mayor and members of municipal governing bodies, and so forth. Above each of said titles of office, except the one at the top, shall be printed a two-point diagram rule in place of the two-point hair line rule. Below the titles of such offices shall be printed the names of all the candidates for such offices; *provided*, that the names of candidates for any office for which more than one are to be elected shall be determined in the manner as hereinafter provided, as in the case of candidates nominated by petition; *and provided, further*, that when no nomination for any office has been made the words "No Nomination Made" in type large enough to fill the entire space or spaces below the title of office, shall be printed upon the ballot. Immediately to the left of the name of each candidate, at the extreme left of the column, shall be printed a square one-quarter of an inch in size, formed by two-point diagram rules; *provided, however*, that in the Personal Choice column no names of candidates and no squares shall be printed, and that to the right of the title of each office in the party columns and the personal choice column and within parentheses shall be printed the words "Vote for," inserting in words the number of persons to be elected to such office.

Proviso.

Proviso.

Proviso.

Sec. 9, Art.
XIII,
amended.

36. Section nine, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Nomination by Petition Columns.

Arrangement
of nominations
by petition.

9. In the column or columns designated as Nominations by Petition, within the space between the two-point hair line rules, there shall be printed the title of each office for which nominations by petition have been made. Such titles of office shall be arranged in the following order: Electors of President and Vice-President of the United States; member of the United States Senate; Governor; member of the House of Representatives; member of the State Senate; members of

the General Assembly; sheriff; county clerk; surrogate; register of deeds and mortgages; coroners; county supervisor; members of the board of chosen freeholders; mayor and members of municipal governing bodies, and so forth. Above each of said titles of office, except the one on the top, shall be printed a two-point diagram rule in place of the two-point hair line rule. Below each of the titles of such offices shall be printed the names of each of the candidates for each of such offices followed by the designation or designations mentioned in the petitions filed. Immediately to the left of the name of each candidate, at the extreme left of the column, shall be printed a square one-quarter of an inch in size, formed by two-point diagram rules. The names of candidates for any office for which more than one are to be elected shall be arranged in groups as presented in the several certificates of nominations or petitions, which groups shall be separated from other groups and candidates by two two-point hair line rules. To the right of the title of each office and within parenthesis shall be printed the words "Vote for" inserting in words the number of candidates to be elected to such office.

Designations.

Grouping.

37. Section eleven, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 11, Art. XIII, amended.

Drawing for Position on Ballot.

11. The county clerk shall draw lots in his respective county, to determine which columns the political parties which made nomination at the next preceding primary election shall occupy on the ballot in said county. The name of the party first drawn shall occupy the first column at the left of the ballot, and the name of the party next drawn shall occupy the second column, and so forth. The manner of drawing the lots shall be as follows: Paper cards, of the same size, substance and thickness, with the names of each political party written thereon, shall be placed in a covered box with an aperture in the top large enough to admit of a man's hand and to allow the said cards to be drawn therefrom. The box shall be well shaken and turned over to thoroughly intermingle the cards. The county clerk, or

Determining position on ballot by lot.

Manner of drawing.

his deputy, shall at his office on the twenty-eighth day prior to the day of the general election at three o'clock in the afternoon, draw from the box each card separately, without knowledge on his part as to which card he is drawing. The position which the names of candidates, and bracketed groups of names of candidates nominated by petitions for all offices, shall have upon the general election ballot, shall be determined by the county clerks in their respective counties. The drawing of names shall take place at three o'clock in the afternoon on the day following the last day for filing petitions for the general election at the office of the county clerk. The drawing shall be done by the county clerk, or his deputy. The person making the drawing shall make public announcement at the drawing of each name, the order in which name is drawn and the office for which the drawing is made. When there is to be but one person to be elected to an office, the names of the several candidates who have filed petitions for such office shall be written upon cards of the same size, substance and thickness. The cards shall be placed in a covered box with an aperture in the top large enough to admit of a man's hand and to allow the said cards to be drawn therefrom. The box shall be turned and shaken thoroughly to mix the cards and the cards shall be withdrawn one at a time. When there is more than one person to be elected to an office where petitions have designated that certain candidates shall be bracketed, the position of such bracketed names on the ballot (each bracketed group to be treated as a single name), together with individuals who have filed petitions for such office, shall be determined as above described. Any legal voter of the county or municipality, as the case may be, shall have the privilege of witnessing said drawing. The name or names of the candidate or bracketed group of candidates first drawn from the box shall be printed directly below the proper title of the office for which they were nominated, and the name or names of the candidate or bracketed group of candidates next drawn shall be printed next in order, and so on, until the last name or bracketed group of names shall be

Bracketed
names.

Order.

drawn from the box; *provided, however*, that the arrangement of names of any bracketed group of candidates for any office for which more than one are to be elected shall be printed in the same order on the ballot as they were arranged on the petition of nomination. Proviso.

38. Section fourteen, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows: Sec. 14, Art. XIII, amended.

Style of Type, Rulings, Spacings, et cetera.

14. The words to be printed on the perforated coupon shall be printed in twelve-point bold-face capital letters and the figures in eighteen and twenty-two point bold-face type. On the head of the ballot the words "Official General Election" shall be printed in at least thirty-point bold-face capital letters. The name of municipality, ward, election district, and date shall be printed in twelve-point bold-face capital letters. The words "Instructions to the Voter" shall be printed in twelve-point bold-face capitals and small letters, while the instructions embraced within the brackets shall be printed in eight-point bold-face capital and small letters. The column designations shall be printed in eighteen-point bold-face capital letters and the accompanying instructions shall be printed in eight-point capitals and small letters. The titles of office and accompanying instructions shall be printed in ten-point bold-face capital and small letters; *provided*, that when there is no nomination made at the primary for an office, the title shall be printed in the space where such title should appear, and the words "No Nomination Made" in type large enough to fill the entire space or spaces, shall be printed therein. The names of all candidates shall be printed in ten-point capital letters. The designations following the candidates' names in the Nomination by Petition column or columns shall be printed in ten-point capitals and small letters, except that where it will overrun the space within the column the designations may be abbreviated, and all spaces between the two-point hair line rules not occupied by the titles of office and names of candidates shall be printed in with scroll or filling to guide the voter against wrongly marking the ballot. On the foot of the ballot the words "Public Questions to be Voted Upon" shall Details as to type, rulings, spacings, etc.

Proviso.

Type.

Propositions at foot of ballot.

be printed in eighteen-point bold-face capital letters. The accompanying instructions shall be printed in eight-point capital and small letters. The Public Questions to be voted upon shall be printed in ten-point capital and small letters, and the words "Yes" and "No" shall be printed in twelve-point bold-face capital letters.

Sec. 15, Art.
XIII,
amended.

39. Section fifteen, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Ballot Model.

Ballot model.

15. The face of the official ballot shall be substantially in the following form:

TO BE TORN OFF BY THE MEMBER OF THE BOARD OF REGISTRY AND ELECTION IN CHARGE OF THE BALLOT BOX ON ELECTION DAY.

BALLET NO. 28

WALTON

OFFICIAL GENERAL ELECTION BALLOT

NOVEMBER 4, 1920

17TH ELECTION DISTRICT

6TH WARD

CITY OF NEWARK

1. The only kind of a mark to be made on this ballot in voting shall be a cross (X) or plus (+) except when writing a name in the column designated Personal Choice. (See instruction 4 below.)
2. To mark a cross (X) or plus (+) or when writing a name on this ballot use only black ink or black lead pencil.
3. To vote for any candidates whose names are printed in any column, mark a (X) or plus (+) in the space or square at the left of the names of such candidates not in excess of the number to be elected to the office.
4. To vote for any person whose name is not printed on this ballot write or paste the name of such person under the proper title of office in the column designated Personal Choice, but do not mark a cross (X) or plus (+) before or after such name.
5. To vote upon any Public Question printed on this ballot, if in favor thereof mark a cross (X) or plus (+) in the square at the left of the word "Yes," and if opposed thereto mark a cross (X) or plus (+) in the square at the left of the word "No."
6. Do not mark this ballot in any other manner than above provided for and make no erasures. Should this ballot be wrongly marked, defaced, torn or any erasure made thereon or otherwise rendered unfit for use, return it and obtain another.
7. To vote for all the electors of any party, mark a cross (X) or plus (+) in black ink or black lead pencil in the square at the left of the surnames of the candidates for President and Vice-President for whom you desire to vote.
8. To vote for part of the electors of any party, mark a cross (X) or plus (+) in black ink or black lead pencil in the square at the left of the name of each elector for whom you desire to vote.

Instructions
to the
Voter.

DEMOCRAT

To vote for any candidate whose name appears in this column below, mark a cross (X) or plus (+) in the space or square at the left of the name of each candidate. Do not vote for more candidates than are to be

REPUBLICAN

To vote for any candidate whose name appears in this column below, mark a cross (X) or plus (+) in the space or square at the left of the name of each candidate. Do not vote for more candidates than are to be

PERSONAL CHOICE

In the blank column below, under the proper title of office, the voter may write or paste the name of any person for whom he desires to vote, whose name is not printed on this ballot, but shall not mark a cross (X) or plus (+) before or after such name. Do not vote for more candidates than are to be elected to any office.

NOMINATION BY PETITION

To vote for any candidate whose name appears in the column below mark a cross (X) or plus (+) in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office.

1

2

3

4

5

6

40. Section sixteen, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 16, Art. XIII, amended.

Delivery by County Clerks to Municipal Clerks.

16. The county clerk shall cause samples of the official general election ballot to be printed and not later than noon of the eighth day prior to the general election shall furnish to the municipal clerk of each municipality in his county one and one-fifth times as many said official general election sample ballots and stamped envelopes as there are voters registered, to enable each board of registry and election in said municipality to mail one of the said official general election sample ballots to each voter who is registered in said municipality for said election, and shall take a receipt for the same from each one of said municipal clerks, which receipt shall indicate the number of official general election sample ballots and stamped envelopes delivered by said county clerk and the date and hour of their delivery. The county clerk in counties of the first class shall also deliver to the county board of elections on the day above specified, one official general election sample ballot of each election district of each municipality in the county.

Sample ballots prepared and distributed.

41. Section seventeen, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 17, Art. XIII, amended.

Form and Contents.

17. The said official general election sample ballots shall be as nearly as possible a facsimile of the official general election ballot to be voted at the said election; said official general election sample ballot shall have printed thereon, after the words which indicate the number of the election district for which the said official general election sample ballots are printed, the street address or location of the polling place in said election district. Said official general election sample ballot shall be printed on paper different in color from the official general election ballot, and have the following words printed in large type at the top thereof:

Sample to be facsimile of official ballot.

Paper different.

Sec. 18, Art.
XIII,
amended.

"This ballot cannot be voted. It is a sample copy of the official general election ballot used on election day."

42. Section eighteen, Article XIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Envelopes.

Envelopes for Mailing Official General Election Sample Ballots.

18. Said stamped envelopes shall be of sufficient size and postage to enable the aforesaid official general election sample ballots and anything else required to be enclosed therewith, to be mailed therein. On the face of each of said envelopes shall be printed the words "Official General Election Sample Ballot" in large type and in small type the words: "If not delivered in two days return to the "Prosecutor of the Pleas" in counties of the first class and to "County Clerks" in all other counties.

Sec. 1, Art.
XIV,
amended.

43. Section one, Article XIV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Delivery of
ballots by
county clerk
to municipal
clerks.

County Clerks and Municipal Clerks.

1. The county clerks of the several counties, not later than three days prior to the general election shall cause to be delivered to the clerk of each municipality within their respective counties, the number of ballots hereinbefore required to be provided for each election district within his municipality at such election. The same shall be delivered in sealed packages, one for each election district of said municipality, with marks or directions on the outside of each clearly stating the election district for which it is intended, together with the number of ballots. Said county clerk shall also keep a record of the time when and the manner in which each of said packages was delivered. Receipts for said ballots thus delivered shall be given by the clerk receiving the same and filed with the county clerk, and shall be preserved by said clerk for the period of one year.

Sealed pack-
ages.

Record and
receipt.

Sec. 28, Art.
XV, amended.

44. Section twenty-eight, Article XV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Voting in Personal Choice Column.

28. Nothing contained in this act shall prevent any voter from writing or pasting under the proper title of office in the column designated Personal Choice the name or names of any person or persons for whom he desires to vote whose name or names are not printed upon the ballot for the same office or offices, but shall not mark a cross X or plus + before or after such name; *provided*, that said writing shall be in black ink or black lead pencil; *and provided*, that all pasters used shall be printed with black ink on white paper.

Voting independently.

Proviso.

Proviso.

45. Section thirty-seven, Article XV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 37, Art. XV, amended.

Determination of Applications for Right to Vote.

37. It shall be the duty of the justice of the Supreme Court and the judge of the Court of Common Pleas, or one of them, to sit and hold a Court of Common Pleas at the court house in their respective counties on the day of any election during the hours the polls are open, and in case the vote of any person, in any election district in municipalities having a population of fifteen thousand or less, has been refused or rejected by the district board of elections in such district, or the person is not registered, or has not been registered by house-to-house canvass, the said court shall, upon application in person, by the person so refused or rejected or not registered, proceed, in a summary way, to inquire whether such person is a legally qualified voter residing in such election district. If the court shall find that such person is a legally qualified voter residing in said election district, it shall issue a certificate, under its seal, to the district board of registry and election of the district in which such person is legally qualified to vote, directing that such person be allowed to vote in such election district, and shall deliver such certificate to such person and notify the county board of election of such order. Such person may present said certificate to the district board of election of the district in which he is legally qualified to vote, and said board shall receive and file said certificate, and thereupon said person shall be allowed to register and vote at such election.

Court's determination of rights of rejected voter.

Certificate of right.

Permitted to vote.

- Sec. 40, Art. XV, repealed. 46. Section forty, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption and the title above such caption.
- Sec. 41, Art. XV, repealed. 47. Section forty-one, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.
- Sec. 42, Art. XV, repealed. 48. Section forty-two, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.
- Sec. 43, Art. XV, repealed. 49. Section forty-three, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.
- Sec. 44, Art. XV, repealed. 50. Section forty-four, Article XV, of the act to which this act is an amendment be and the same is hereby repealed, together with its caption.
- Sec. 3, Art. XVI amended. 51. Section three, Article XVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Votes Based on Ballot Markings.

Ballots to be counted.

3. In canvassing the ballots the district board of registry and election shall count the votes as follows :

A. If proper marks are made in the squares to the left of the names of any candidates in any column and names of persons are written or pasted in the column designated Personal Choice, the total number voted for for each office not exceeding the number of candidates to be elected to each office, a vote shall be counted for each candidate so marked and for each person whose name is so written or pasted on the ballot.

B. Where the name of any person is written or pasted under the proper title of office in the column designated Personal Choice, a vote shall be counted for such person whether a cross X or plus + appears or does not appear before or after such name.

C. In case of any public question printed on the ballot where a proper mark is made in the square to the left of the word "Yes," it shall be counted as a vote in favor. If a proper mark is made in the square to the left of the word "No," it shall be counted as a vote against said public question. If no mark is made in either square to the left of either the word "Yes" or "No" it shall not

be counted as a vote either in favor or against. If a mark is made in each of the squares to the left of both the words "Yes" and "No" it shall not be counted either as a vote in favor or against.

D. If a voter marks more names than there are persons to be elected to an office, or writes or pastes the name of any person in the column designated Personal Choice, whose name is printed upon the ballot as a candidate under the same title of office, or his choice cannot be determined, his ballot shall not be counted for such office, but shall be counted for such other offices as are properly marked. If a voter mark a cross \times or plus $+$ in the space or square at the left of the surname of any candidate for President or Vice-President of the United States, and also mark a cross \times or plus $+$ in some of the spaces or squares at the left of the name of candidates for presidential electors, it shall count as a vote for all the candidates for presidential electors nominated by the party represented by said candidates for President and Vice-President of the United States.

E. If the mark made for any candidate or public question is substantially a cross \times or plus $+$ and is substantially within the square, it shall be counted for such candidate or for or against such public question, as the case may be. No vote shall be counted for any candidate whose name is printed upon the ballot or for or against any public question, unless the mark made is substantially a cross \times or plus $+$ and is substantially within the square.

Proper marking of ballot.

52. Section "four, Article XVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 4. Art. XVI, amended.

Void Ballots.

4. In counting the ballots said board shall deem and take to be null and void all ballots which are wholly blank, or on which more names have been marked for every office than there are persons to be elected to such office, and on which both "Yes" and "No" have been marked upon every public question. All ballots still remaining in the ballot-box after ballots equal in number to the number of names of voters in the poll-book, inclu-

Ballots deemed void.

No distinguish-
ing marks.

sive of void ballots, have been counted shall be deemed and taken to be null and void. No ballot which shall have, either on its face or back, any mark, sign, erasure, designation or device whatsoever, other than is permitted by this act, by which said ballot can be distinguished from another ballot, shall be declared null and void, unless the board canvassing said ballots, or the officer conducting the recount thereof, shall be satisfied that the placing of said mark, sign, erasure, designation or device upon the ballot was intended to identify or distinguish said ballot; *provided, however*, that no ballot shall be declared invalid by reason of the fact that the mark made with ink or the mark made with lead pencil appears other than black; *provided, further*, that no ballot cast for any candidate shall be invalid by reason of the fact that the name of such candidate may be misprinted, or his Christian name or his initials may be omitted; *provided, further*, that no ballot cast for any candidate shall be invalid by the reason of the use of any paster permitted by this act on which the name of such candidate may be misprinted or part of his Christian or surname or initials may be omitted, or that by reason of the fact that the voter in writing the name of such candidate may misspell the same or omit part of his Christian or surname or initials.

Proviso.

Proviso.

Proviso.

Sec. 9, Art.
XVI,
amended.

53. Section nine, Article XVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Casting of Totals.

Totals.

9. When all the votes which shall have been received shall have been read, examined, numbered and strung, as above directed, such board shall carefully and accurately add up the votes given for each person for any office to be filled at such election or any public question and note the same upon said tally-sheets, which tally-sheets shall be signed by all the members of the district board of registry and election.

Sec. 4, Art.
XVII,
amended.

54. Section four, Article XVII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Penalty for Failure to Deliver Statements, Books and Other Articles.

4. If any district board of registry and election shall neglect to give the following information on the statements of results: total number of names on the signature copy register or registrar of voters, total number of names on the poll book, the total number of ballots rejected, the number of votes given for each person, and the number of votes given for or against each public question, or fail to deliver or safely transmit any statement of the result of any election, tally-sheet, ballot-box keys, flag, or any document or book pertaining thereto, within the time required by this act, the payment of the compensation of the members of said board shall be withheld by the county collector by order of the county board of elections, or may be forfeited by order of said county board of elections; and it shall be the duty of the Secretary of State or the clerk of the county or the municipal clerk, as the case may be, to certify to the county board of elections the name of any district board of registry and election so failing to deliver or transmit such statements, books, documents or articles as hereinbefore mentioned. In case of failure on the part of said district board of registry and election to produce the required statements within twenty-four hours after being notified, the county board of elections may make application to the Court of Common Pleas for a rule to show cause why the members of such district board of registry and election shall not be held in contempt of court for such neglect or failure, and punished accordingly.

In case statements not filed.

Securing required statements.

55. Section four, Article XVIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 4, Art. XVIII, amended.

Preservation of Ballot Boxes with Contents.

4. Every municipal clerk to whom said ballot boxes shall be delivered shall thereupon keep the same, with their contents, but shall not have the keys thereof in his possession until required for the next ensuing election, and shall not open or permit to be taken or opened any ballot box deposited as aforesaid for the space of three

Boxes and ballots kept intact.

months after the same has been so deposited, except when he shall be called upon by some court or other tribunal authorized to try the merits of such election or to take testimony regarding the same; and after such trial or investigation it shall be the duty of the clerk to have said box or boxes returned to be held for any purpose within the time that said ballot boxes are required to remain in the custody of said clerk. It shall be lawful after the space of three months for the municipal clerk to remove the contents thereof and preserve the same for two years, and permit the said ballot boxes to be used at such election, unless an order shall have been made directing a recount of the ballots contained therein, or a petition filed contesting any nomination or election necessitating the use of the ballots contained in said boxes, within the time limited by law; *provided*, that when any election is required to be held for any purpose within the said three months period hereinbefore mentioned it shall be lawful for the judge of the Circuit or Common Pleas Court of the county, upon application of the governing body of any municipality, to direct the contents thereof to be removed and preserved for two years and the said ballot boxes to be used at such election.

Removal of contents.

Proviso.

Sec. 3, Art. XIX, amended.

56. Section three, Article XIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Administration of Oath to Clerk.

Clerk's oath.

3. Before proceeding to canvass and estimate the votes the chairman of the board shall administer to the person so appointed as clerk in the absence of the county clerk an oath or affirmation in the following form: "You do swear (or affirm, as the case may be) that you will faithfully execute the duties of the clerk of this board according to law."

Sec. 5, Art. XXIII, amended.

57. Section five, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Filing Books Used at the Primary Election with the County Boards of Elections.

Filing registry books.

5. Said primary election registry book shall be signed and certified by said district board of registry and elec-

tion and after mailing the primary election sample ballots, shall be filed by said district board of registry and election on the Wednesday preceding the primary for the general election with the county board of elections, who shall make use of same in a similar manner as is required for the use of the signature copy register and registers of voters and return same to the district board of registry and election in time to be used on the succeeding primary day.

58. Section six, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 6, Art.
XXIII,
amended.

Primary Election Registry Book.

6. In municipalities which at the Federal census immediately preceding any primary for the general election contained a population of fifteen thousand or less the district boards of registry and election shall make two primary election registry books by transcribing from the register of voters, which they are required to prepare for the general election, to said primary election registry books the names of all voters which appear in said registers of voters. Said district board of registry and election shall also add to the primary election registry book for their district, the names of all persons whose names appear upon the poll-book of their election district at the last preceding general election, who have not been registered for the ensuing general election by the house to house canvass. Said district board of registry and election shall place a check "V" mark in the proper column opposite the name of each voter in the primary election registry book, designating the particular method by which said voter was registered, i. e., whether from the poll-book of the last preceding general election, by the house to house canvass or by transfer from another district. Said boards shall, upon the completion of said primary election registry books, consult the party primary poll-books kept at the primary for the next preceding general election and place the letter "R" opposite the names on the said primary election registry books as appear in the said Republican primary poll-book; the letter "D" opposite such of the said names as appear in

Registry in
municipalities
under 15,000.

Adding names.

Party design-
nated.

Proviso. the Democratic primary poll-book, and so on; *provided, however,* that in said municipalities the district board shall be satisfied that all the names of persons entitled to vote in their district have been properly transcribed from the canvassing books to the registers of voters.

When completed. Said primary election registry books shall be completed before the Tuesday following the house to house canvass.

Sec. 7, Art. XXIII, amended.

59. Section seven, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Disposition of Primary Election Registry Books.

Registry book posted.

7. One of the primary election registry books shall be signed and certified by the district board of registry and election and filed at least one week prior to the primary election with the municipal clerk, who shall keep same open to public inspection. The other primary election registry book shall be signed and certified by said district board of registry and election and shall, after mailing the primary election sample ballots, on or before the Wednesday following the completion of the house to house canvass, be filed by said district board of registry and election with the county board of elections who shall make use of same in a similar manner as is required for the use of the signature copy registers and registers of voters and return same to the district board of registry and election in time to be used on the succeeding primary election day.

One book filed with county election board.

Sec. 20, Art. XXIII, amended.

60. Section twenty, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Vacancy Committee Names in Petition.

Committee on vacancies named.

20. The signers to petitions for Governor, United States Senator, member of the House of Representatives, State Senator, member of the General Assembly and any county office may name three men in their petition as a committee on vacancies, which committee shall have power in case of death or resignation or otherwise of the person endorsed as a candidate in said petition to fill such vacancy by filing with the Secretary of State in the case of officers to be voted for by the voters of the entire

State or a portion thereof involving more than one county thereof or any congressional district, and with the county clerk in the case of officers to be voted for by the voters of the entire county, a certificate of nomination to fill such vacancy. Such certificate shall set forth the cause of said vacancy the name of the person nominated and that he is a member of the same political party as the candidate for whom he is substituted, the office for which he is nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee is authorized to fill vacancies and such further information as is required to be given in any original petition of nomination. The certificate so made shall be executed and sworn to by the members of said committee, and shall, upon being filed at least seventeen days before election, have the same force and effect as the original petition of nomination for the primary election for the general election. The name of the candidate substituted shall be immediately certified to the proper municipal clerks.

Certificate to show cause of vacancy.

Time for filing.

61. Section twenty-one, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 21, Art. XXIII, amended.

Filing of Petitions.

21. Petitions addressed to the Secretary of State shall be filed with said officer at least thirty days prior to the primary election for the general election; petitions addressed to the county clerk shall be filed with said officer at least twenty-five days prior to said primary; petitions addressed to the municipal clerk shall be filed with said officer at least twenty-five days prior to said primary. Within two days after the last day for filing said petitions for nominations at the primary election for the general election, the municipal clerk shall certify to the county clerk the full and correct names and addresses of all candidates for nomination for public office and the name of the political party of which said persons are candidates.

With whom petitions filed.

Names and addresses of candidates.

62. Section twenty-two, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 22, Art. XXIII, amended.

Acceptance by Candidate.

Acceptance
by candidate.

22. Accompanying said petition and attached thereto each person endorsed therein shall file a certificate, stating that he is qualified for the office mentioned in said petition; that he consents to stand as a candidate for nomination at the ensuing primary election, and that if nominated, he agrees to accept the nomination. Such acceptance shall certify that the candidate is a resident of and a legal voter in the jurisdiction of the office for which the nomination is to be made; *provided, however*, that no candidate who has accepted the nomination by a direct petition of nomination for the general election shall sign an acceptance to a petition of nomination for such office for the primary election.

Proviso.

Sec. 22-a, Art.
XXIII,
amended.

63. Section twenty-two-a, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Acceptance of Nomination.

Acceptance
by person
nominated
at primary.

22-a. Any person nominated at the primary by having his name written or pasted upon the primary ballot, shall file a certificate stating that he is qualified for the office for which he has been nominated and that he is a resident of and a legal voter in the jurisdiction of the office for which the nomination is made, and that he consents to stand as a candidate at the ensuing general election. Such acceptance shall be filed within seven days after the holding of such primary with the county clerk in the case of county and municipal offices and with the Secretary of State for all other offices.

Sec. 27, Art.
XXIII,
amended.

64. Section twenty-seven, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Filling of Vacancies.

Filling va-
cancy caused
by death or
resignation.

27. Should any person endorsed in any petition as a candidate to be voted for at any primary election, except for the office of Governor, United States Senator, member of the House of Representatives, State Senator, and members of the General Assembly, die before such election, or in writing filed at least twenty days prior to the primary with the county clerk or municipal clerk, with whom said petition had been filed, decline to stand

as a candidate, the vacancy or vacancies thus caused shall be filled by a majority of the persons signing the petition in and by which the person so doing or declining was endorsed, filing within three days after the occurrence of such vacancy with the county clerk or municipal clerk, as the case may be, a new petition, setting forth the name of the person declining or dying, the office for which he was endorsed, and the name of the person to be substituted; the said petition shall be verified by three of the signers, and shall have the same force and effect as the original petition. When the name of the candidate substituted is filed with the county clerk said clerk shall immediately certify the same to the proper municipal clerks.

Substituted
name.

65. Section twenty-eight, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 28, Art.
XXIII,
amended.

Secretary of State Certifies Nominees to County Clerks.

28. The Secretary of State shall certify the names of the persons endorsed in said petitions filed in his office to the clerks of counties concerned thereby at least twenty-six days prior to the holding of said primary election, specifying in said certificate the political parties to which the persons so nominated in said petitions belong.

Certification
by Secretary
of State.

66. Section twenty-nine, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 29, Art.
XXIII,
amended.

County Clerks Certify Nominees to Municipal Clerks.

29. The said county clerk shall certify all of said persons so certified to him by the Secretary of State and in addition the names of all persons endorsed in petitions filed in his office to the clerks of each municipality concerned thereby in his respective county at least twenty-three days prior to the time fixed by law for the holding of said primary election, specifying in said certificate the political party to which the person or persons so nominated belong.

Municipal
clerks notified.

67. After section thirty-one, Article XXIII, of the act to which this act is an amendment, insert new section to be known as thirty-one-A, to read as follows:

Sec. 31-A, Art.
XXIII, added.

Drawing for Position on Primary Ballot.

Position on
primary ballot.

31-A. The position which the names of candidates, and bracketed groups of names of candidates for the primary for the general election shall have upon the primary election ballots, in the case of candidates for nomination for members of the United States Senate; Governor; members of the House of Representatives; members of the State Senate; members of the General Assembly; candidates for party positions; and county offices or party positions which are to be voted for by the voters of the entire county or a portion thereof greater than a single municipality including a congressional district which is wholly within a single municipality, shall be determined by the county clerks in their respective counties; and the position on the primary ballots in the case of candidates for nomination for office or party position, wherein the candidates for office or party position to be filled, are to be voted for by the voters of a municipality only, or a subdivision thereof, (excepting in the case of members of the House of Representatives) shall be determined by the municipal clerk in such municipalities, in the following manner: The county clerk, or his deputy, or the municipal clerk, or his deputy as the case may be, shall, at his office on the day following the last day for filing petitions for the primary election at three o'clock in the afternoon, draw from the box, as hereinafter described, each card separately without knowledge on his part as to which card he is drawing. Any legal voter of the county or municipality as the case may be, shall have the privilege of witnessing said drawing. The person making the drawing shall make public announcement at the drawing of each name, the order in which same is drawn, and the office for which the drawing is made. When there is to be but one person nominated for the office, the names of the several candidates who have filed petitions for such office shall be written upon cards (one name on a card) of the same size, substance and thickness. The cards shall be deposited in a box with an aperture in the cover of sufficient size to admit a man's hand. The box shall be well shaken and turned over to thoroughly

Manner of
drawing.

Announce-
ments.

mix the cards, and the cards shall then be withdrawn one at a time. The first name drawn shall have first place, the second name drawn, second place, and so on; the order of the withdrawal of the cards from the box determining the order of arrangement in which the names shall appear upon the primary election ballot. Where there is more than one person to be nominated to an office where petitions have designated that certain candidates shall be bracketed, the position of such bracketed names on the ballot, (each bracket to be treated as a single name) together with individuals who have filed petitions for nomination for such office, shall be determined as above described. Where there is more than one person to be nominated for an office and there are more candidates who have filed petitions than there are persons to be nominated, the order of the printing of such names upon the primary election ballots shall be determined as above described. The county clerk in certifying to the municipal clerk, the offices to be filled and the names of candidates to be printed upon the primary election ballots, shall certify same in the order as drawn in accordance with the above described procedure, and the municipal clerk shall print such names upon the ballots as so certified and in addition, shall print the names of such candidates as have filed petitions with him in the order as determined as a result of the drawing as above described.

Bracketed
names.

Order.

68. Section thirty-two, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 32, Art.
XXIII,
amended.

Contents of Ballots.

32. Said ballots shall be made up and printed in substantially the following form:

Each ballot shall have at the top thereof a coupon at least two inches deep extending across the ballot above a perforated line. The coupon shall be numbered for each of said political parties, respectively, from one consecutively to the number of ballots delivered and received by the election officers of the respective polling places. Upon the coupon and above the perforated line shall be the words "To be torn off by the judge of election. Fold to this line." Below the perforated line

What primary
ballot to
contain and
arrangement.

shall be printed the words "Official Democratic Party Primary Ballot," or "Official Republican Party Primary Ballot," or as the case may be, naming the proper political party, as provided in this act; below which and extending across the ballot in one or more lines, as may be necessary, shall be printed the words name of municipality ward election district date of election John Doe, municipal clerk; the blank spaces shall be filled in with the name of the proper municipality, the ward and the district number and the date of election. The name of the municipal clerk shall be a facsimile of his signature. This heading shall be set apart from the body of the ballot by a heavy diagram rule. Below this rule shall be printed the following directions instructing the voter how to indicate his choice for each office and position, and for how many persons to vote for each office and position: To vote for any person whose name is printed upon this ballot mark a cross X or plus + with black ink or black lead pencil in the space or square at the left of the name of such person. Below these instructions shall be printed a heavy diagram rule below which shall be printed the titles of offices and positions for which candidates are to be voted for at the said primary election, together with such directions to the voter as may be necessary, as "Vote for one," "Vote for two," or a greater number, as the case may be. Underneath the proper title of office and position shall be printed the names of all those persons certified as candidates for such offices to said municipal clerk by the county clerks as hereinbefore provided, and the names of persons endorsed as such candidates in petitions on file in the office of said municipal clerk as they appear signed to the certificate of acceptance; *provided*, that the name of any person endorsed in a petition as aforesaid who shall fail to certify his consent and agreement to be a candidate for nomination to the office specified therein shall not be printed upon the ballots to be used at such primary election; *and provided, further*, that in the case of a vacancy among nominees the name of the person selected in the manner provided in this act to fill such

Candidates'
names printed.

Proviso.

Proviso.

vacancy shall be printed upon the ballots in the place and stead of the person vacating such nomination. Said candidates shall be arranged in groups and the groups bracketed in all cases where the petitions endorsing such candidates request such grouping. The designation named by candidates in their petitions for nomination, as provided by this act, shall be printed to the right of the names of such candidates or groups of candidates in as large type as the space will allow. Immediately to the left and on the same line with the name of each candidate for office and position shall be printed a square approximately one-quarter of an inch in size, or by printing vertical single line rules connecting the single line rules between the names of the candidates form a square, in which the voter shall indicate his choice. A single light-faced rule shall be used to separate the different names in each group of candidates. A heavy diagram rule shall be used between each group of candidates for different offices. Where candidates are arranged in groups and the groups bracketed, said groups shall be separated from other groups and candidates by two single-line rules approximately one-eighth, of an inch apart. Each primary ballot shall contain, at the end of the list of candidates for each different office, blank spaces or lines equal to the number of persons to be elected to said office.

Arrangement.

Designations.

Group arrangements.

69. Section thirty-three, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Form of Ballot.

33. The following is an illustration of the said form of ballot:

Form of primary ballot.

CHAPTER 242, LAWS OF 1922.

To be torn off by the Judge of Elections.

No.

Fold to this line.

Official Republican Party Primary Ballot.

(Name of Municipality) . . . Ward . . . Election District

(Date) JOHN DOE, Municipal Clerk.

To vote for any person whose name is printed upon this ballot mark a cross X or plus + with black ink or black lead pencil in the space or square at the left of the name of such person.

For Governor.

Vote for One.

<input type="checkbox"/>	JOHN SMITH,	Regular Progressive
<input type="checkbox"/>	HENRY BLACK,	Tax Reduction, Efficiency
<input type="checkbox"/>		

For Members of the General Assembly. Vote for Two.

<input type="checkbox"/>	WILLIAM LEE,	} Tax Reduction, Efficiency
<input type="checkbox"/>	RUDOLPH BLY,	
<input type="checkbox"/>	PETER JOHNSON,	} Regular Progressive
<input type="checkbox"/>	SIMON ABBOTT,	
<input type="checkbox"/>		}
<input type="checkbox"/>		

For Mayor.

Vote for One.

<input type="checkbox"/>	FRANK ADAMS,	Civic Betterment
<input type="checkbox"/>	HAROLD JONES,	Regular Progressive
<input type="checkbox"/>	JAMES BRADY,	Tax Reduction, Efficiency

using so much of said form as may be applicable to the current primary election and extending the same to provide for cases not therein specified. The titles of office and the names of candidates shall be arranged in one or more columns so that said ballot shall be as nearly square as possible.

Shape.

70. Section thirty-four, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 34, Art. XXIII, amended.

Ballots and Envelopes Ordered from Printer.

34. Said municipal clerk shall cause to be printed as herewith prescribed a sufficient number of official primary sample ballots of each political party in each election district, and shall furnish a sufficient number of stamped envelopes to enable every district board of registry and election to mail one copy of the official primary sample ballot of each political party to each voter who is registered in said district for said primary election. Said municipal clerk shall deliver to the county clerk in all counties and the county board of elections in counties of the first class, one official primary sample ballot of each political party for each district in his municipality. The cost of printing the official primary sample ballots and the stamped envelopes therefor shall be paid by the respective municipalities.

Official primary ballots prepared and envelopes furnished.

Expenses paid.

71. Section thirty-five, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 35, Art. XXIII, amended.

Official Primary Sample Ballot Facsimile of Official Primary Ballot.

35. The said official primary sample ballots shall be, as nearly as possible, a facsimile of the official primary ballot to be voted at the said primary election and shall be printed on paper different in color from the official primary ballot, so that the same may be readily distinguished from the official primary ballot. The official primary sample ballot shall have printed at the top in large type the words: "This official primary sample ballot is an exact copy of the official primary ballot to be used on primary election day. This ballot cannot be voted." The official primary sample ballot shall also

Appearance of sample ballots.

Wording on sample ballot.

have printed thereon, following the words which indicate the election district, the following words: "The polling place for this election district is..... (Stating the location of said polling place)."

Sec. 36, Art. XXIII, amended.

72. Section thirty-six, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Words on Envelope.

Printing on envelope.

36. Each of said envelopes shall have printed on the face thereof, in large type the words, "Official Primary Sample Ballot," and in smaller type the words, "If not delivered in two days return to the 'Prosecutor of the Pleas' in counties of the first class and to the 'Municipal Clerks' in all other counties."

Sec. 42, Art. XXIII, amended.

73. Section forty-two, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Ballots Ordered from Printer.

Ballots ready.

42. Not later than twelve o'clock noon of the Saturday preceding said primary for the general election said municipal clerks shall have had printed and on hand in his office for the use of each of the said political parties official primary ballots equal in number to one and one-tenth times the number of votes cast by such political party at the last preceding general election at which Electors for President and Vice-President of the United States were voted for, in such election district. When an election district shall have been divided or the boundaries thereof changed, or a new district created, the municipal clerk shall ascertain as nearly as may be possible the number of voters in the new or rearranged or divided district, and provide therefor a sufficient number of official primary ballots in the above proportion. The cost of printing the official primary ballots shall be paid by the respective municipalities.

In new districts.

Sec. 53, Art. XXIII, amended.

74. Section fifty-three, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Balloting Regulations.

Who may vote at primary.

53. No voter shall be allowed to vote at said primary election unless his name appears on the poll-book of the

next preceding general election, or has been placed on said primary election registry book prior to said primary day as hereinbefore provided or unless he shall produce an order of the court or county board of elections directing that he be permitted to register and vote; *provided*, *however*, that in municipalities having a population of fifteen thousand or less, any qualified elector whose name does not appear upon the primary election registry book, may, upon application to the district board of registry and election, on the primary election day, have his name placed upon said primary election registry book and the register of voters for the general election by said district board of registry and election. After his name has been so placed upon said primary election registry book, he shall be allowed to vote at said primary election. No voter shall be allowed to vote in the ballot-box of a political party if the name of such voter appears in the primary party poll-book of another political party as made up at the next preceding primary election.

Proviso.

Vote in party box.

75. Section fifty-five, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 55, Art. XXIII, amended.

Balloting Procedure.

55. Said voter shall thereupon prepare and cast his ballot in substantially the same manner as herein provided for the preparation and casting of ballots at the general election and subject to the same regulations. The blank space or spaces under each title of office or party position shall be used for the writing in or pasting of names in the same manner as provided for voting in the Personal Choice column of the general election ballot.

Preparing and casting ballot.

76. Section sixty-two, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 62, Art. XXIII, amended.

Canvassing Procedure for Municipal Clerks and Certificate of Election to County Committeemen.

62. Said municipal clerk shall forthwith canvass said statements of the district board of registry and election as far as they relate to the election of members of the

Canvass by municipal clerks.

county committee of any political party, and shall issue a certificate of election to each person shown by the returns filed in the office of said municipal clerk to have been so elected.

No person whose name was printed on a primary ballot as a candidate for the county committee shall receive a certificate of election as a member of any other county committee.

Must indicate party to which he belongs.

When a person whose name was not printed on a primary ballot as a candidate for member of the county committee, has been elected as member of the county committee of more than one political party, he shall file with the municipal clerk within three days, a statement certifying to which political party he belongs, and a certificate of election shall be issued to said person as a member of the county committee of the political party so certified to in said statement.

Party indicated by independent committeeman.

Any person elected as a member of the county committee of any political party, whose name was not printed upon the primary ballot, and to whom a certificate of election has been issued, shall, before the organization of said county committee, file with the secretary of such county committee, a written statement certifying that he is a member of such political party.

Names and addresses certified to county clerk.

The municipal clerk shall within four days after the primary election, certify to the county clerk two copies of the names and post office addresses of the persons elected as members of the county committee of the several political parties, together with the ward, district or unit which said persons represent.

Sec. 64, Art. XXIII, amended.

77. Section sixty-four, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Certificate of Election of Member of State Committee.

Certificate to members of State committee.

64. The county clerk shall issue a certificate to the male receiving the highest number of votes among the male candidates and to the female receiving the highest number of votes among the female candidates for the position of member of the State committee of any political party at the primary as shown by the returns in his office.

78. Section sixty-six, Article XXIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 66, Art.
XXIII.
amended.

After Primary and Twenty-five Days Before General Election.

66. In the event of a vacancy occurring by death, removal or otherwise among candidates nominated at primaries, which vacancy shall occur not later than twenty-five days before the general election, or in the event of inability to select a candidate because of a tie vote at said primary, a candidate shall be selected in the following manner: In case of an office to be filled by the voters of the entire State or a portion thereof involving more than one county, said candidate shall be selected by the State committee of the political party wherein such vacancy has occurred; in case of an office to be filled by the voters of an entire county or a portion thereof involving more than one municipality, said candidate shall be selected by the county committee of such political party within said county; *provided*, that when a vacancy shall occur in a congressional district lying wholly within a county, the county committee of the political party of said county wherein such vacancy has occurred shall select a candidate to fill such vacancy and shall certify the name of such candidate to the chairman of the State committee who shall certify the name of such candidate to the Secretary of State, and in the case of an office to be filled by the voters of less than a county (excepting in the case of a congressional district), then such vacancy shall be filled by the members of the county committee representing the territory affected by such vacancy; *provided*, that in case of a tie vote such selection shall be made from among those who have thus received the same number of votes at said primary. Such selection shall be made within three days after the vacancy shall occur and a statement of such selection filed as follows: The State committee with the Secretary of State, the county committee or subdivision thereof with the county clerk; *provided*, that such statement shall not be filed later than twenty-two days prior to the general election, which statement shall be in substantially the same form as is required by

Filling va-
cancy between
primary and
general elec-
tion.

Proviso.

Proviso.

Proviso.

this act for filling vacancies for candidates nominated by petition for the primary election. The person so selected shall be the candidate of the party for said office at the ensuing general election.

Sec. 10, Art.
XXV,
amended.

79. Section ten, Article XXV, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Special Elections and Filling Vacancies.

Vacancies
in county or
municipal
offices.

10. In the event of any vacancy occurring by death, removal, resignation or otherwise in any county or municipal office, which vacancy shall occur after the last day for filing petitions for nominations for the primary election and prior to twenty-five days preceding the general election, the members of the county committee of each political party representing the territory affected by such vacancy are hereby authorized to select a candidate for the office in question and within twenty-two days prior to the general election file a statement of such selection duly certified to, with the county clerk, and the person so selected shall be the candidate of the party at the ensuing general election. Besides the selection of candidates by the respective committees of each political party as aforesaid, candidates may also be nominated by petition in a similar manner as herein provided for direct nomination by petition for the general election; *provided, however*, that such petition shall be filed with the county clerk, at least twenty-two days prior to such general election. When any such vacancy occurs in a county office, the county clerk shall forthwith notify the chairman of the county committee of each political party and in counties of the first class the county board of elections, of such vacancy, and in case any such vacancy occurs in a municipal office, the municipal clerk shall forthwith give notice to the county clerk; the chairman of the county committee of each political party and in counties of the first class the county board of elections, of such vacancy. The county clerk shall print, on the ballots for the territory affected, in the Personal Choice column, the title of office and leave a proper space under said title of office; and print the title of office and the names of such persons as have been duly nominated, in their proper columns.

Selection of
candidates.

Proviso.

Notification
of vacancy
in county
office.

Provision
on ballot.

80. Section one, Article XXVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 1, Art.
XXVI,
amended.

Application to Court for Recount.

1. Whenever any candidate at any election shall have reason to believe that an error has been made by any district board of registry and election or any board of canvassers, in counting the vote or declaring the vote of any election, whereby the result of such election has been changed, such candidate may, on or before the second Saturday following any election, or declaration of any board of canvassers, apply to any justice of the Supreme Court for a recount of the votes cast at such election. Whenever any group of ten voters at any election shall have reason to believe that a like error has been made in counting or declaring the vote upon any public question at any election, whereby the result of such election has been changed, such group of voters may, within a like time, make like application for a recount of the votes cast at such election on such public question.

Application
for recount.

81. Section two, Article XXVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 2, Art.
XXVI,
amended.

Expenses of Record.

2. Any applicant or group of applicants, as the case may be, for such recount, upon applying therefor, shall deposit with the county clerk or such other public officer or officers as such justice shall direct, such sum of money as such justice shall order as security for the payment of the costs and expenses of such recount in case the original count be confirmed, or the result of such recount is not sufficient to change the result; the said justice shall fix and determine the amount of compensation to be paid for making such recount of the ballots, and the costs and expenses thereof; if it shall appear that an error sufficient to change the result has been made, then the costs and expenses of such recount shall be paid by the State, county or municipality in and for which such election was held, upon the warrant of said justice, the same as other election expenses are paid; but if no error shall appear sufficient to change such result, then the costs

Deposit to
meet expenses
of recount.

Amount fixed.

Responsibility
for expenses.

and expenses of such recount shall be paid by the party or parties making the application.

Sec. 3, Art.
XXVI,
amended.

82. Section three, Article XXVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Recount Proceedings.

Order of
court as to
procedure
in recount.

3. Said justice shall be authorized to order and cause, upon such terms as he may deem proper, a recount of the votes as he may determine, to be publicly made under his direction by the county board of elections, which board shall have power to subpoena witnesses to testify and produce documents and paraphernalia as said board may determine, after three days' notice of the time and place of such recount, has been given by such applicant or group of applicants to such interested party or parties as said justice may direct. The district board of registry and election or a majority thereof may be subpoenaed to be present at such recount to witness the opening of the ballot-box or boxes used in their election district, and to give such testimony as the county board of elections may deem necessary. Said justice shall have power to decide all disputed questions which the board shall fail to decide by a majority vote thereof. The contestant, the contestee, or his or their counsel, or representative, shall have power to refer any ballot or question of procedure which he or they shall deem necessary to said justice, and said justice shall have power to decide upon the validity of said ballot or determine the question of procedure. Each member of the county board of elections conducting said recount shall receive compensation only for the number of hours he is actually present. No holder of a public office, nor any State, county or municipal employee or attachee, shall be hired by the county board of elections to act in any capacity connected with said recount, nor shall any holder of a public office, or State, county or municipal employee or attachee, except members of the county board of elections and its regular permanent employees not exceeding two in number, receive any compensation for any duties performed or services rendered in connection with said recount: but

Disputed
questions.

Compensation
to election
officers on
recount.

Office holders
not to act.

all such officials, employees or attaches, except as above stated, shall perform such duties and render such services necessary to facilitate such recount; *provided, however*, that in counties other than counties of the first class the county board of elections shall have power to employ not more than two persons to assist in conducting such recount.

Proviso.

All bills payable, or that may be payable, by any party to said recount shall be presented to such party or his counsel at least three days prior to presentation to the justice conducting such recount for order for payment, and said party or his counsel shall be entitled to subpoena witnesses and have produced at said hearing such documentary evidence as may be deemed necessary by said party.

Payment of bills.

83. Section four, Article XXVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 4, Art. XXVI, amended.

Correction of Error in Public Office Recount.

4. If it shall appear upon such recount that an error has been made sufficient to change the result of such election, then such justice in case of candidates shall issue an order to revoke the certificates of election already issued to any person, and shall issue an order directing the chairman and clerk of the county board of canvassers to issue in its place another certificate in favor of the party who shall be found to have received a plurality of the votes cast at such election, which certificate shall supersede all others and entitle the holder thereof to the same rights and privileges as if said certificate had been originally issued by the canvassing board. In case of a tie vote, as a result of a recount the justice of the Supreme Court shall issue an order revoking the certificate originally issued by the board of canvassers.

Corrections.

Another certificate if required.

Tie vote.

84. Section five, Article XXVI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 5, Art. XXVI, amended.

Filing of New Certificate.

5. Whenever any such certificate shall be issued or revoked by order of the justice of the Supreme Court, said order shall be filed with the Secretary of State or

New certificate filed.

with the clerk of the county or municipality as the case may be, in and for which such election was held.

Sec. 2, Art.
XXVII,
amended.

85. Section two, Article XXVII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Term "Incumbent" Defined.

"Incumbent"
defined.

2. The term "Incumbent" in this act means the person whom the canvassers declare elected or the person who is declared elected as a result of a recount ; but in case of a tie vote as a result of the canvass or recount, either party may contest the election, in which case the term "incumbent" means the person having an equal number of votes with the contestant.

Sec. 4, Art.
XXVII,
amended.

86. Section four, Article XXVII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Filing of Petition.

Time for
filing petitions
of contest.

4. Said petition contesting any nomination to public office, election to party office or position or the proposal of any proposition shall be filed not later than ten days after the primary election. Said petition contesting any election to public office or approval of any proposition shall be filed not later than thirty days after such election, unless the ground of action is discovered from the statements, deposit slips or vouchers filed under this act, subsequent to such primary or other election, in which event such petition may be filed ten or thirty days respectively after such statements, deposit slips or vouchers are filed. Any petition of contest as above stated may be filed within ten days after the result of any recount has been determined or announced.

Sec. 7, Art.
XXVII,
amended.

87. Section seven, Article XXVII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows :

Trial Proceedings.

Trial pro-
ceedings.

7. The proceedings shall be similar to those in an action at law so far as practicable, but shall be under the control and direction of the court, which shall hear and determine the matter without a jury, with power to order any amendments in the petition or proceedings as to form or substance, and to allow adjournments to

any time not more than thirty days thereafter for the benefit of either party, on such terms as shall seem reasonable to the court, the grounds for such adjournment being shown by affidavit.

88. Section twenty-five, Article XXVIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows: Sec. 25, Art. XXVIII, amended.

Formal Application.

25. Notice. This application must be filed with the municipal clerk in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class or the county board of elections not later than the second Tuesday preceding the day of the general election: Time for filing application.

To the municipal clerk of or the county board of elections of county, New Jersey: Form of application.

I,, residing at..... (street number), in (name of municipality), in the county of, in the State of New Jersey, a duly qualified elector having resided in said State one year and in said county five months and registered as required by the act governing registration for the general election, will be absent and unable to cast my ballot on the day of the general election at the polling place in the election district in which I reside for the following reasons: hereby make application for an Absentee Elector's Official Ballot to be voted by me at such election.

Signed

Post-office address to which ballot is to be mailed

AFFIDAVIT.

County of....., State of....., ss., being duly sworn according to Form of affidavit.

law, on his oath, says that the foregoing statement is true and correct in every particular, and is made in good faith and only to enable him to cast his ballot at the next ensuing general election.

Signature of affiant.....

Sworn and subscribed to before me at
this day of A. D. 19...

Official title of officer

Sec. 26, Art.
XXVIII,
amended.

89. Section twenty-six, Article XXVIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Formal Application Forwarded to County Board of Elections.

Formal application.

26. After making out the formal application and affidavit said absentee elector shall enclose the same in the return envelope and forward the same by mail or otherwise to the municipal clerk in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class or the county board of elections of the county in which he resides; *provided, however,* that any elector registering personally by filing an affidavit with the municipal clerk or the county board of elections, may at the same time fill out the formal application for an absentee elector's official ballot, together with the accompanying affidavit, which shall be filed as heretofore provided. Said application and affidavit shall be preserved by the county board of elections for the period of one year.

Proviso.

Papers kept one year.

Sec. 32, Art.
XXVIII,
amended.

90. Section thirty-two, Article XXVIII, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Notice Regarding Absentee Voting.

Notice regarding absentees voting.

32. The county board of elections in counties of the first class and the municipal clerks in counties other than counties of the first class shall include in the notice published for the general election the fact that absentee electors who are registered for the general election may make application to the county board of elections for a ballot to enable them to vote on general election day.

Sec. 12, Art.
XXIX,
amended.

91. Section twelve, Article XXIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Limit for Candidate for State and County Committee.

Expenditure by State and county committeeman.

12. The amount which may be spent in aid of the candidacy of any candidate for the position of member

of the State committee shall not exceed one thousand dollars. The amount which may be spent in aid of the candidacy of any candidate for the position of member of any county committee of any political party shall not exceed fifty dollars.

92. Section thirteen, Article XXIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 13, Art.
XXIX,
amended.

Appointment.

13. Every candidate for nomination for or election to the office of United States Senator, member of Congress or Governor shall, before receiving any contribution or expending any money in furtherance or aid of his candidacy, appoint a campaign manager and file a certificate of such appointment, signed by such candidate with the cashier of a National or State bank authorized to transact a banking business in this State, or with the treasurer of a trust company organized and existing under the laws of this State, and shall also file a certificate of the appointment of a campaign manager and the designated depository in the office wherein the petition for nomination for such office is required to be filed. All other candidates for nomination for any public office or for election to any office or party position, who are permitted by this act to expend more than five hundred dollars in furtherance or aid of their candidacy, shall, before receiving any contribution or expending any money in furtherance or aid of their candidacy, appoint a campaign manager and file a certificate of such appointment in the office wherein the petition for nomination for such office is required to be filed. Any candidate may appoint himself as campaign manager, which appointment shall be certified in the same manner as the appointments above referred to. Two or more candidates for nomination for any public office or for election to any public office or party position may arrange to conduct a joint campaign, in which event they shall jointly appoint a campaign manager and select a bank or trust company, filing certificates of such appointment and selection as in the case of a candidate for the office of United States Senator, member of

Campaign
manager.

Depository.

Managers
of local
candidates.

Candidate
as own
manager.

Joint cam-
paign.

Proviso.

Congress or Governor; *provided, however*, that any candidate who is prohibited by this act from expending more than five hundred dollars in furtherance or aid of his candidacy shall not be required to appoint a campaign manager or to file any statement of contributions or expenditures as required by this act.

Sec. 16, Art. XXIX, amended.

92-A. Section sixteen, article twenty-nine, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Charge of funds.

16. All money which may be spent by any such candidate in behalf of his candidacy, or by any other person, corporation or organization, in furtherance or aid of the candidacy of any such candidate, shall be paid to the campaign manager so appointed as aforesaid, except when spent by any State committee, county committee or municipal committee as hereinafter provided.

Sec. 21, Art. XXIX, amended.

92-B. Section twenty-one, article twenty-nine, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Expenditures in joint campaign.

21. If such committee received contributions on behalf of all the candidates upon any party or group of petitioners' ticket, such committee shall have power to expend such contributions in aid of the candidacy of all such candidates, or any one or more of such candidates, or for payment of any legitimate expenses of such committee.

Sec. 22, Art. XXIX, amended.

92-C. Section twenty-two, article twenty-nine, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Deposit of subscriptions.

22. All contributions forwarded as hereinbefore provided, if received within the time limited by this act, shall be deposited by such campaign manager in the bank or trust company selected by said candidate, as above provided, to the credit of the campaign fund of such candidate, if such candidate is required to designate a depository for campaign funds. In case the State, county or municipal committee, or organization of any political party, or any other committee, association, society or corporation, shall forward money to the campaign manager of any candidate or to any candidate, which money shall have been solicited and received by said committee, association, society or corporation as

contributions to the campaign fund of such candidate, a statement of the amount of each contribution, and the name and post office address of the person making the same, shall accompany said money, when forwarded to said campaign manager or candidate, as aforesaid; said manager, if manager for a candidate required to designate a depository for campaign funds, shall copy said list on the deposit slip accompanying the deposit of said money in the campaign fund of said candidate.

Names of contributors.

92-D. Section twenty-three, article twenty-nine, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 23, Art. XXIX, amended. ✓

23. It shall be lawful for any State committee, county committee or municipal committee of any political party, after the primary election, but not before such election to receive contributions to be spent in aid of the candidacy of all the candidates of such party, or of any one or more of such candidates, or in the payment of any of the legitimate expenses of such committee.

Committees may receive contributions. ✓

93. Section thirty, Article XXIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 30, Art. XXIX, amended.

Time Limit.

30. All bills incurred in the candidacy of any person for any nomination for or election to any public office for whom a statement is required to be filed, shall be properly audited and paid within fifteen days after the primary or general or special election at which such person has been a candidate, and not after, except as hereinafter provided.

Bills paid within fifteen days.

94. Section thirty-three, Article XXIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 33, Art. XXIX, amended.

Contents of Statement.

33. On the Friday or Saturday next preceding any primary, general, municipal or special election, the campaign manager of any candidate who is to be voted for at such election shall file, as hereinafter provided with the officer with whom the candidate is required to file his acceptance of nomination, an itemized statement, showing in detail all moneys, or other thing of value.

Itemized statement filed before election.

contributed, donated, subscribed or in anywise furnished or received for the use of such candidate, or coming into his custody or under his control, directly or indirectly, as campaign manager for such candidate, together with the name and address of and the amount contributed, donated or subscribed by each contributor, donor or subscriber, to the date of such statement, together with a statement of the total amount expended, or liability incurred by or on behalf of such candidate, or in furtherance or in aid of such candidacy; *provided, however*, that any candidate who is prohibited by this act from expending more than five hundred dollars shall not be required to file a statement prior to any election; *provided, however*, that, if in the statement herein required, no money has been received or expended, no further statement shall be required of a candidate or of a campaign manager after said election.

Proviso.

Proviso.

Sec. 36, Art.
XXIX,
amended.

95. Section thirty-six, Article XXIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Contents of Statement.

Statement to
be filed after
election.

36. Within twenty days after any primary, general, municipal or special election, the campaign manager of any candidate for nomination for or candidate for election to any public office shall file, as hereinafter provided, with the officer with whom the candidate is required to file his acceptance of nomination a statement of the total amount expended, or liability incurred, by or in behalf of such candidate, or in furtherance of or in aid of such candidacy, which statement shall include the total amount named in the statement of expenses filed prior to such election, as well as the total amount of expenses incurred subsequent to the date of filing such last-named statement; *provided, however*, that when the candidate is also his own campaign manager, the affidavit required by section thirty-eight of this article need not be filed.

Proviso.

Sec. 41, Art.
XXIX,
amended.

96. Section forty-one, Article XXIX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Same Procedure required.

41. When the candidate shall act as his own campaign manager all reports and statements required to be filed by the campaign manager shall be filed by the candidate as his own campaign manager, and in such case said candidate shall not be required to file any separate statements or reports.

As to filing statement.

97. Section six, Article XXX, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 6, Art. XXX, amended.

Compensation of Members of the District Boards of Registry and Election.

6. The compensation of each member of the district boards of registry and election for all services performed by them under the provisions of this act shall be as follows:

Pay of boards of election.

For each registry day other than the primary registry day, including the services in making and completing the house-to-house canvass in municipalities having a population of fifteen thousand or less, ten dollars; for the primary registry day, including all services rendered in holding the primary election, except services in mailing the ballots, twenty-five dollars; for mailing the primary election for the general election sample ballots, two dollars; for making up the registry books for the primary election for delegates and alternates to national conventions, three dollars; for mailing the sample ballots for the primary election for delegates and alternates to national conventions, two dollars; for mailing the general election sample ballots, three dollars; for all services on general election day, including the counting of votes and delivery of returns and ballot-box, with contents to the municipal clerk, twenty-five dollars; for all services at any special election, fifteen dollars; for all services in holding the primary election for delegates and alternates to national conventions, fifteen dollars. The same shall be in lieu of all other fees and payments whatsoever.

Rates of compensation.

Special elections.

98. Section forty-one, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 41, Art. XXXI, amended.

Bribery.

No contribu-
tion or
promises.

41. No person shall give or agree to give for the purpose of promoting or procuring or for the purpose of opposing or preventing the election of a candidate for public office, or for the purpose of promoting or procuring or for the purpose of opposing or preventing the nomination of any person as a candidate for public office, any money or any valuable thing to be used for any of the purposes hereinafter to be enumerated.

Entertainment.

(a) To provide or give or to pay, wholly or in part, the expense of giving or providing any meat, drink, entertainment or provision to or for any person for the purpose of influencing that person or any other person to give or refrain from giving his vote at any election, or on account of any such person or any other person having voted or refrained from voting.

Clubs.

(b) To provide for the payment of rent for or for the purpose of providing and fitting up any clubroom for social or recreative purposes, or providing for uniforms for any organized club.

Literature.

(c) To provide for the payment for the insertion in any newspaper or magazine of any article tending to influence any person to give or refrain from giving his vote to any candidate or candidates at any election; or to provide for payment for the distribution of any newspaper or magazine wherein any such article is printed; or to provide for payment of the printing or of the distribution of any circular, handbill, card, pamphlet or statement tending to influence any person to give or refrain from giving his vote to any candidate or candidates at any election; *provided, however*, that this prohibition shall not be construed to prohibit the printing and distribution of paid advertisements, which advertisements shall be indicated by the words "This advertisement has been paid for by"

Proviso.

(inserting the true name and address of the person or persons paying for the same); *and provided, further*, that this prohibition shall not be construed to prohibit the printing and distribution of circulars, hand-bills, cards, pamphlets or statements which shall have printed on the face thereof the true name and address of the person or persons paying for the printing and distribu-

Proviso.

tion thereof, which fact shall be indicated by the words "The cost of the printing and distribution of this circular (or as the case may be) has been paid by" (inserting the true name and address of the person or persons paying for the same).

No person shall accept any money or other valuable thing, the payment of which is prohibited by this act.

Not accept gift.

Any person found guilty of bribery as hereinabove defined shall be guilty of a misdemeanor, and upon conviction thereof shall, for the first offense, be disfranchised for a period of two years from the date of such conviction, and for any subsequent offense shall be perpetually disfranchised, and in addition thereto the court in which such conviction is obtained, may, in its discretion, in case of a subsequent conviction, impose upon the person so convicted the punishment now prescribed by law for a misdemeanor.

Penalty for violations.

98-A. Section fifty, Article thirty-one, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 50, Art. XXXI, amended.

50. It shall be unlawful for any such party committee or organization, or any committee of any group of petitioners, or any other person to expend any money in aid of any candidate for public office, except as herein otherwise provided.

Expenditures by committee or petitioners.

98-B. Section fifty-one, article thirty-one, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 51, Art. XXXI, amended.

51. Any person who shall expend or aid or assist in the expenditure of any such moneys for any purpose not authorized by this act and the amendments thereof and supplements thereto, or for any purpose not named in the statement accompanying such contribution, shall be guilty of a misdemeanor and liable to the punishment provided by law for misdemeanors.

Illegal contributions prohibited.

99. Section fifty-two, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Sec. 52, Art. XXXI, amended.

Advertisements, Meetings, Rent and Salaries.

52. No person shall expend any money or other thing of value or incur any liability in aid or furtherance of his candidacy for nomination for or election to any

Expenses allowable.

public office or party position, or in aid or furtherance of the candidacy of any other person, or in opposition to the candidacy of any other person, for nomination for or election to any public office or party position for any purpose whatsoever except the following: Advertising in newspapers, magazines and periodicals, [in or on railroad cars, trolley cars, motor or other vehicles and airplanes; or by means of banners, electric signs, moving pictures or wireless telephone or telegraph] holding political meetings, including expenses for music and other entertainment, at such meetings, and for advertising such meetings; the traveling expenses and compensation of agents actually employed in arranging for and conducting such meetings, paying for watchers at the polls, as in this act provided, making contributions to the State or county committee, as in this act provided, maintaining candidates or party headquarters, including the hire of rooms and the compensation of employees actually employed therein, salary or fees of the stenographers, telegraph or telephone charges, postage, expressage, traveling expenses of candidates, and the preparation and printing of literature and the distribution thereof.

Advertising;

Travel and agents;

Room rent and clerical assistance.

Sec. 53, Art. XXXI, amended.

100. Section fifty-three, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Expenditures Authorized.

Authorized expenditures:

53. No person shall expend any money or other thing of value or incur any liability in aid or furtherance of his candidacy for nomination for or election to any public office or party position, or in aid or furtherance of the candidacy of any other person for nomination for or election to any public office or party position or in opposition to the candidacy of any other person for any of the following purposes, but the specific prohibitions contained in this section, or in any other portion of this act, shall not operate to permit, by implication or otherwise, the expenditure of any money or thing of value or the incurring of any liability for any purpose not specifically authorized by this act or to limit or in any way restrict the operation of the next preceding section of this act.

No promises or liabilities incurred.

(a) For the printing or distribution of posters or for the posting of cards, advertisements or posters upon billboards, dead-walls, trees or posts, or the placing of the same in the windows of buildings; *provided, however*, that nothing in this act contained, shall prohibit any candidate or his campaign manager or any organization, association, club, or group of individuals, other than a State, county or municipal committee as herein provided, from having printed for circulation, mailing, or advertising in newspapers, any literature, cards or printed posters; or from displaying said literature, cards or printed posters on bill-boards, in windows of dwelling houses, or show windows of stores; or prohibit the distribution of any portraits or posters for the furtherance of the nomination or election of any candidate, or the voting for, or against, any public question;

(b) The hiring of any watchers, agents or challengers for any work on any primary day or other election day; *provided, however*, that any candidate for nomination or party position may hire one watcher for each election district in which he is to be voted for at any primary election; *provided, further*, that any group of candidates who shall have been bracketed on any primary ballot or who shall have united in a joint campaign shall not hire more than one watcher or challenger at such polling place, which watcher or challenger shall represent all of such group; *provided, further*, that nothing in this act contained shall prohibit any candidates not bracketed or conducting a joint campaign from joining in the hire of watchers; *provided, further*, that each political party or organization may employ not exceeding two persons on election day to act as challengers or agents in each polling place as now provided by law;

(c) The hiring of any vehicle for the transportation of voters to or from the polls; *provided, however*, that nothing in this act contained shall be construed to in any way limit the right of any candidate, person or persons, organization or club to furnish transportation for any voter or voters, to and from any polling places where he or they may be legally entitled to register or cast his or their vote or votes.

**Speakers and
writers;**

(d) To pay any compensation of any kind or character to any person on account of services rendered or to be rendered in seeking to create a public sentiment in favor of, or against any candidate by any means or method, except those for which expenditure of money is above specifically authorized;

**Personal
services.**

(e) To pay any compensation of any kind or character to any person for any personal services rendered, except clerical services, the services of watchers at the polls on any election day as authorized by this act in furtherance or in aid of the candidacy of any candidate for nomination for election to any public office or party position, unless within twenty-four hours after said person shall have been employed by said candidate or the campaign manager of such candidate, or shall have commenced to render the services for which compensation is to be paid, a notice shall be filed in the office where such candidate is required to file his statement of expenses, stating that such person has been employed by such candidate or his manager for compensation, and stating the nature of the services to be rendered by such person. Such notice shall be signed by the candidate or his campaign manager. All of such notices shall be kept by the officer with whom the same are filed and so classified and arranged that ready reference may be had thereto, and shall be open to the inspection of the public.

**Notice of
employment
filed.**

**Notices pub-
lic.**

**Sec. 54, Art.
XXXI,
amended.**

101. Section fifty-four, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Expenditures Prohibited.

Prohibitions:

54. No person shall pay, lend or contribute, or offer or agree to pay, lend or contribute, any money or other valuable consideration to or for any person either for

**Acts contrary
to election
laws;**

(a) The doing or procuring to be done of any act forbidden to be done by the laws of this State relating to primary or general elections; or

**Crime against
elective fran-
chise;**

(b) The commission of any crime or offense against the elective franchise, or the encouragement or assistance of a person in the commission of a crime or offense against the elective franchise, or aiding or assisting any person charged with the commission of a crime against

the elective franchise to evade arrest or to escape conviction and punishment for such crime or offense; or

(c) Providing, wholly or in part, directly or indirectly, for the expense of boarding, lodging or maintaining a person in any place of domicile in any election precinct or ward, or district, with the purpose of securing the vote of such person, or of inducing such person to vote for himself, or any other person at an election held within the State; or

Colonizing;

(d) The hiring or employment of a person to take or maintain a place in, or to otherwise obstruct or hinder, or to prevent the forming of the line of voters awaiting their opportunity or time to enter the polling place or election booth of an election precinct; or

Hindering voters;

(e) In consideration of any person withdrawing as a candidate for public office or presidential elector, at any election held within this State; or

Withdrawal of candidate;

(f) To pay any person for loss or damage due to attendance at the polls at any primary or general or charter election, or any registry therefor, or for the purpose of such registration.

Damage due to being at polls;

(g) For any purpose in contravention of the provisions of this act; or

Against act;

(h) Making any payment except in the manner provided by this act.

Unlawful payment;

(i) To pay for the printing or publishing or distribution of any circular, hand-bill, card, pamphlet, statement, advertisement or other printed matter of any kind or character having reference to an election or to any candidate at any election, unless such circular, hand-bill, card, pamphlet, statement, advertisement or printed matter shall bear upon the face thereof the name and address of the candidate or campaign manager of the candidate causing the same to be published, and furnishing or agreeing to furnish payment for such printing and publication; *provided, however,* that this prohibition shall not apply to payment for the printing and distribution of paid advertisements in newspapers or magazines, which advertisements shall be indicated by the words "This advertisement has been paid for by....."

Printing advertisements, etc.

(inserting the true name and address of the person or persons paying for the same), or to payment for the

Proviso.

X
then

printing and distribution of circulars, hand-bills, cards, pamphlets or statements which shall have printed on the face thereof the true name and address of the person or persons paying for the printing and distribution thereof, which fact shall be indicated by the words "The cost of the printing and distribution of this circular (or as the case may be) has been paid by" (inserting the true name and address of the person or persons paying for the same).

Sec. 68, Art.
XXXI,
amended.

102. Section sixty-eight, Article XXXI, of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Endorsement of Candidate Before Primary.

Party com-
mittee not
to endorse be-
fore primary.

68. It shall be unlawful for any State, county or municipal committee of any political party prior to any primary election to endorse the candidacy of any candidate for a party nomination or position.

Sec. 77, Art.
XXXI,
amended.

103. Section seventy-seven, Article XXXI, of the act to which this act is an amendment, be and the same is hereby amended so as to read as follows:

Incriminating Testimony Not Used Against Witnesses.

Incriminating
evidence not
used against
witness.

77. No person called by the State to testify in any proceedings under this act shall be liable to a criminal prosecution, either under this act or otherwise, for any matters or causes in respect to which he shall be examined, or to which his testimony shall relate, except to a prosecution for perjury committed in such testimony; nor shall any person, when called to testify in any trial for a violation of this act, be privileged to refuse to answer any questions which may be asked him, upon the ground that the same will tend to degrade or incriminate him.

Repealer.

104. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Approved March 14, 1922.

CHAPTER 243.

An Act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Amend section seventy-four of the act to which this act is an amendment so that it shall read as follows:

Section 74 amended.

74. On or before the eighth day of February in each year, the board of education of such city school district shall prepare and deliver to each member of said board of school estimate an itemized statement of the amount of money estimated to be necessary for the current expenses of and for repairing and furnishing the public schools of such district for the ensuing school year, and also the amount which shall have been apportioned to such district by the county superintendent.

Estimates of moneys needed for year furnished.

2. Amend section seventy-five of the act to which this act is an amendment, so that it shall read as follows:

Section 75 amended.

75. On or before the fifteenth day of February in each year said board of school estimate shall fix and determine the amount of money necessary to be appropriated for the use of the public schools in such district for the ensuing school year, exclusive of the amount which shall have been apportioned to it by the county superintendent of schools. Said board of school estimate shall, on or before the last-named date, make two certificates of said amount, signed by at least three of the members of said board, one of which certificates shall be delivered to the board of education of said school district, and the other to the common council, board of finance or other body in the city having the power to make appropriations of moneys raised by taxes in such city. Said common council, board of finance or other body shall, upon receipt of said notice, appro-

Moneys necessary determined.

Certificates of amount delivered.

Appropriation made.

appropriate by including the amount so certified as aforesaid, in the tax ordinance, and said amount shall be assessed, levied and collected in the same manner as moneys appropriated for other purposes in such city shall be assessed, levied and collected; *provided*; that any amount in excess of three-fourths of one per centum of the taxable valuation of the real and personal property shall be appropriated only with the concurrence and consent of said common council, board of finance or other body, expressed by its resolution duly passed; *and provided, further*, that if the charter of the city shall limit the amount of tax or the rate of taxation in such city, so that the purposes of this section cannot be carried out, or shall otherwise by its terms prevent the carrying out of said purposes, said charter limitations shall be hereafter held not to apply to the raising of money under the provisions of this section.

Proviso.

Proviso.

3. This act shall take effect immediately.
Approved March 14, 1922.

CHAPTER 244.

An Act to amend an act entitled "An act to incorporate 'The Union Association of the Children's Home of Burlington County, New Jersey,'" approved April third, one thousand eight hundred and sixty-seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 3
amended.

1. Section three of the act of which this act is an amendment, be and the same is hereby amended to read as follows:

Board of
managers.

3. The affairs and concerns of the said corporation shall be conducted by a board of not less than eighteen managers who shall be elected annually from among the members, on the first Tuesday of January, in each and every year, and who shall continue in office until others

shall be elected in their stead, which election shall be held at such hour, and at such place, and upon such notice, as the board of managers shall think expedient, and in case any vacancy shall happen in said board of managers, by death, removal, resignation or otherwise, such vacancy may be filled by the said board for the remainder of the term or until the next election; *provided*, no person shall vote at any election other than the regular members; *provided, also*, that the managers now acting and mentioned as corporators in this act shall continue to act until others shall be elected.

Term.

Vacancy.

Proviso.

Proviso.

2. Section five of the act of which this act is an amendment be and the same is hereby amended to read as follows:

Section 5 amended.

5. There shall be a board of advisers or counsellors consisting of not less than six male members, who shall be elected by the board of managers at the same time, and in the same manner as the officers of the board are elected, and whose duty it shall be to advise the board of managers from time to time in regard to the business of the association; four advisers shall be a quorum for the transaction of business, no purchase, sale, lease or mortgage, or other disposition of real estate, shall be made or taken, or loans of money made by said corporation, without the approval of a majority of the said board of advisers at any meeting for business, duly certified in writing by the secretary of said board; and in case any vacancy shall happen in the said board of advisers by death, removal, resignation or otherwise, such vacancy may be filled by the board of managers for the remainder of the term; *provided*, that William M. Risdon, Henry C. Gaskill, James D. Shreve, D. Joseph Taylor, John Buzby and Franklin B. Lewis shall compose the first board of advisers.

Board of advisers.

Proviso.

3. This act shall take effect immediately.

Approved March 14, 1922.

CHAPTER 245.

An Act to amend an act entitled "An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation and regulating procedure for the determination of liability and compensation thereunder," approved April fourth, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 14
amended.

I. Paragraph fourteen of the act of which this act is amendatory be and the same hereby is amended so that the same shall read as follows:

Medical
and hospital
service.

14. The employer shall furnish to the injured workman such medical, surgical and other treatment, and hospital service as shall be necessary to cure and relieve the workman of the effects of the injury and to restore the functions of the injured member or organ where such restoration is possible; *provided, however,* that the employer shall not be liable to furnish or pay for physicians' or surgeons' services in excess of fifty dollars and in addition to furnish hospital service when necessary in excess of fifty dollars, unless the injured workman or the physician who treats him, or any other person on his behalf, shall file a petition with the Workmen's Compensation Bureau stating the need for such physician's or surgeon's services in excess of fifty dollars, as aforesaid, and such hospital service or appliances in excess of fifty dollars as aforesaid, and the Workmen's Compensation Bureau after investigating the need of the same and giving the employer an opportunity to be heard, shall determine that such physician's and surgeon's treatment and hospital services are or were necessary, and that the fees for the same are reasonable and shall make an order requiring the employer to pay for or furnish the same.

Proviso.

If the employer shall refuse or neglect to comply with the foregoing provisions of this paragraph, the employee may secure such treatment and services as may be necessary and as may come within the terms of this paragraph and the employer shall be liable to pay therefor; *provided, however*, that the employer shall not be liable for any amount expended by the employee or by any third person on his behalf for any such physician's treatment and hospital services, unless such employee or any person on his behalf shall have requested the employer to furnish the same and the employer shall have refused or neglected so to do, or unless the nature of the injury required such services, and the employer or his superintendent or foreman, having knowledge of such injury shall have neglected to provide the same, or unless the injury occurred under such conditions as make impossible the notification of the employer, or unless the circumstances are so peculiar as shall justify, in the opinion of the Workmen's Compensation Bureau the expenditure assumed by the employee for such physician's treatment and hospital services, apparatus and appliances. All fees and other charges for such physicians' and surgeons' treatment and hospital services shall be reasonable and based upon the usual fees and charges as prevail in the same community for similar, physicians', surgeons' and hospital services.

Liability of employer.

Proviso.

Fees and charges allowable.

2. Paragraph fourteen (a) of the act of which this act is amendatory be and the same hereby is amended so that the same shall read as follows:

Section 14(a) amended.

14 (a). Compensation for all classes of injuries shall run consecutively, and not concurrently, except as provided in paragraph fourteen, as follows: First medical and hospital services and medicines as provided in paragraph fourteen. After the waiting period, compensation during temporary disability. Following both, either or none of the above, compensation consecutively for each permanent injury. Following any or all or none of the above, if death results from the accident, expenses of last sickness and burial. Following which compensation to dependents, if any. In no case shall the total number of weekly payments be more than four hundred.

Compensation consecutive, not concurrent:

Order of payments.

Total weekly payments.

Approved March 14, 1922.

CHAPTER 246.

An Act to amend an act entitled "An act to amend an act entitled 'Supplement to an act entitled "An act concerning District Courts (Revision of 1898)," approved March (June) fourteenth, one thousand eight hundred and ninety-eight,'" which supplement was approved April fifteenth, one thousand nine hundred and eleven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Deputy clerk.

1. The clerk of any District Court established in any city of this State having a population of over two hundred thousand may appoint a deputy clerk, to be approved by the judge of the said court; the clerk shall be responsible for the acts of his deputy, who shall be sworn to the faithful performance of the duties of the office; such deputy clerk shall sign the name of the clerk to and issue any writ or other instrument out of said court during the illness, absence or disability of the clerk, and any writ or other instrument so signed shall be as valid in law as if signed and issued personally by such clerk; the salary of such deputy shall not be less than sixteen hundred dollars nor more than twenty-four hundred dollars per annum; the amount of such salary shall be fixed by the judge of said District Court, at any time during the term of office of such deputy clerk, and shall be paid by such city in monthly installments from date of appointment or increase in salary; *provided, however*, that no such appointment shall be made until the judge of said District Court shall have certified in writing to the governing body of such city that the business of said court requires the appointment of a deputy clerk.

Duties.

Salary.

Proviso.

Assistant clerk.

2. The clerk of any District Court established in any city of this State having a population of over two hundred thousand may appoint an assistant clerk, to assist

the clerk in the duties to be performed by him; the assistant clerk shall be subject to the direction and control of the clerk of said court, who shall be responsible for his acts; such assistant clerk shall sign the name of the clerk to and issue any writ or other instrument out of said court during the illness, absence or disability of the clerk, and any writ or other instrument so signed shall be as valid in law as if signed and issued personally by such clerk; the salary of such assistant clerk shall not be less than sixteen hundred dollars nor more than twenty-four hundred dollars per annum, the amount of such salary shall be fixed by the judge of said District Court, at any time during the term of office of such assistant clerk, and shall be paid by such city in monthly installments from date of appointment or increase in salary; *provided, however*, that no such appointment shall be made until the judge of said District Court shall have certified in writing to the governing body of such city that the business of said court requires the appointment of an assistant clerk.

Duties.

Salary.

Proviso.

3. The terms of office of any present incumbent of any of the foregoing offices shall not be terminated or affected by this act, but the same shall be and continue as if this act had not been passed, except that the salary above provided for attach to said office and thereafter be paid to such officer; *provided*, such officer shall file with the clerk of said city a written assent to the receipt of such salary.

Tenure.

Proviso.

4. All acts or parts of acts inconsistent with this act are hereby repealed.

Repealer.

5. This act shall take effect immediately.

Approved March 15, 1922.

CHAPTER 247.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Acquiring
water power
and pumps.

1. It shall be lawful for the governing body or other board or body of any municipality in this State having charge of the public water supply owned and operated by such municipality to utilize and acquire and also to purchase, condemn, take, have, hold and enjoy in the name of said municipality any property, real or personal, within or without the corporate limits of such municipality, as may be necessary for the purpose of furnishing water power to drive and operate pumping stations, pumps and other machinery used in taking and storing water from streams and rivers and artesian sources in this State and in distributing such water for use of such municipality and use of consumers, both within and without such municipality, and for this purpose such body or board shall have power and authority to purchase or condemn, as aforesaid, property, real and personal, or interest in lands or necessary water rights and privileges of whatsoever kind, description or character, and also to purchase materials and construct, reconstruct, erect, maintain and use such property and machinery, and such other additional property and machinery as may be required to develop the necessary water power aforesaid, and produce, furnish and distribute the required water, and such power may be exercised by said board or governing body by ordinance and without the submission of the proposed acquisition, work or exercise and enjoyment of the power hereby conferred to a vote of the legal voters of the municipality, anything in the act to which this act is a supplement to the contrary notwithstanding; *provided*, that nothing in this act shall be interpreted to repeal or diminish the authority to control the diversion

Acquire prop-
erty.

Materials, etc.,
necessary.

Distribution.

Proviso.

of surface or underground water within the State, now vested in the Board of Conservation and Development as successor to the State Water Supply Commission; *and provided, further*, that nothing contained in this act shall be taken or construed to diminish the authority or effect the jurisdiction of any water supply commission appointed under the authority of an act entitled "An act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled 'An act to create two water supply districts in the State of New Jersey, to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District,' and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioners as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting and expenditure of the moneys necessary therefor," approved March sixteenth, one thousand nine hundred and sixteen, or any act amendatory thereof or supplementary thereto. Proviso.

2. This act shall take effect immediately.

Approved March 15, 1922.

CHAPTER 248.

An Act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section seventy-five of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 75 amended.

Moneys necessary determined.

Certificates of amount needed.

Appropriation.

Proviso.

Proviso.

In case of underestimate, accident, unforeseen conditions, etc., additional funds provided:

75. Between the first and fifteenth day of February in each year, said board of school estimate shall fix and determine the amount of money necessary to be appropriated for the use of the public school in such district for the ensuing school year, exclusive of the amount which shall have been apportioned to it by the county superintendent of schools in the manner set forth in the preceding paragraph. Said board of school estimate shall, on or before the last-named date, make two certificates of said amount, signed by at least three members of the said board, one of which certificates shall be delivered to the board of education of said school district and the other to the common council, board of finance or other body in the city having the power to make appropriation of money raised by taxes in such city. Said common council, board of finance or other body, shall, upon receipt of said notice, appropriate by including the amount so certified as aforesaid in the tax ordinance and said amount shall be assessed, levied and collected in the same manner as money appropriated for other purposes in such city shall be assessed, levied and collected; *provided*, that any amount in excess of three-fourths of one per centum of the valuation of the assessable ratables of such city as determined by the county board of taxation, of the county in which said city is situated, shall be appropriated only with the concurrence and consent of said common council, board of finance or other body expressed by its resolution duly passed; *and provided, further*, that if the charter of the city shall limit the amount of tax or the rate of taxation in said city, so that the purposes of this section cannot be carried out, or shall otherwise by its terms prevent the carrying out of said purposes, said charter of limitation shall be hereafter held not to apply to the raising of money under the provisions of this section.

Whenever a city board of education shall decide that it had underestimated in its annual estimate under section seventy-four of this act, the amount of money necessary for the current expenses of and for repairing and furnishing the public schools of said school district

for the said school year or whenever a city board of education shall decide that it is necessary to raise additional funds for repairing or making usable any property destroyed or made unusable by accident or other cause of such district which were not foreseen when its said annual estimate was made up or to defray the expenses of any and all emergencies which had arisen since the making of the said annual estimate, said board of education shall prepare and deliver to each member of the said board of estimate of the said school district, a statement of the amount of money estimated to be necessary for such purpose or purposes, said board of school estimate shall thereupon meet within a reasonable time and shall fix and determine the amount necessary for such purpose or purposes and shall make two certificates of such amount, one of which certificates shall be delivered to said board of education and the other to the common council, board of finance or other body in the city having the power to make appropriation of money raised by taxes in such city, hereinafter designated as the governing body; said governing body shall thereupon immediately appropriate such sum or sums for such purpose or purposes and shall raise said sum or sums in the manner provided by law for the raising of said funds by said city in emergencies and that the raising of the funds required by the certificate of the board of school estimate, in such a case, shall be considered an emergency. Upon raising of said funds the governing body shall cause said sum or sums to be forthwith paid to the custodian of school funds of the school district for said purpose or purposes.

Amount determined.

Appropriation.

Paid to custodian of school funds.

2. This act shall take effect immediately.

Approved March 15, 1922.

CHAPTER 249.

A Further Supplement to an act entitled "An act to authorize the board of chosen freeholders of any of the several counties of this State to lay out, open, construct, improve and maintain a public road therein," approved April seventh, one thousand eight hundred and eighty-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Widening
roads.

1. In addition to the powers heretofore conferred by the act to which this act is a supplement, or by any acts amendatory thereof or supplementary thereto, the board of chosen freeholders of any county wherein the act to which this act is supplementary is operative shall be and hereby is authorized and empowered whenever, in its judgment the exigencies of travel upon any part of such road require it, to widen the same on each or either side thereof to such additional width as such board may by resolution declare advisable, and in connection therewith if deemed necessary by said board to widen or rebuild any bridge forming a part or continuation of said road.

Rebuild
bridges.

Acquire land.

2. Said board of chosen freeholders is hereby authorized and empowered to acquire by purchase or condemnation such lands as may be necessary for the purpose aforesaid, with all buildings erected thereon, and when so acquired to sell or raze such buildings.

Right of con-
demnation.

3. If such lands or buildings, or any part thereof, which such board of chosen freeholders shall determine to acquire for the purpose aforesaid cannot be obtained by agreement with the owner or owners thereof, said board shall acquire the title thereto by the exercise of the right of eminent domain in proceedings duly taken and had under and in accordance with the provisions of "An act to regulate the ascertainment and payment of compensation for property condemned or taken for

public use (Revision of one thousand nine hundred),” approved March twentieth, one thousand nine hundred.

4. The moneys wherewith to acquire such lands and buildings and to widen said road and bridges shall be raised and obtained by the board of chosen freeholders by the issue and sale of bonds therefor in the manner and by the methods provided by “An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness, by county, city, borough, village, town, township, or any municipality governed by an improvement commission,” approved March twenty-second, one thousand nine hundred and sixteen, and constituting chapter 252 of the Pamphlet Laws of one thousand nine hundred and sixteen, and shall be paid out by the county collector on the order of the board of chosen freeholders.

Funds provided by bond issue.

5. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

Repealer.

6. This act shall take effect immediately.

Approved March 15, 1922.

CHAPTER 250.

An Act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-three, and regulating the disbursement thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The following sums, or so much thereof as may be necessary, be and they are hereby appropriated out of the State fund for the respective public officers and for the several purposes herein specified, for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and twenty-three, and shall be available for expenditure during said fiscal year, and

Annual appropriations.

Unexpended
balances to
lapse.

for a period of three months thereafter to pay obligations incurred during said fiscal year only. At the expiration of said three months' period all unexpended balances, unless specifically held by contracts on file with the Comptroller of the Treasury, shall lapse into the State treasury, or in case of appropriations from special funds shall lapse to the credit of such special funds.

A. EXECUTIVE AND ADMINISTRATIVE.

A I. ATTORNEY-GENERAL'S DEPARTMENT.

Salaries:

Attorney-
General's
office.

Attorney-General,	\$7,000 00	
Assistant Attorney- General,	5,000 00	
Second Assistant Attorney- General,	4,800 00	
Chief legal assistant,	6,000 00	
Senior legal assistant,	4,200 00	
Senior legal assistant,	3,500 00	
Compensation for other as- sistants,	10,500 00	
	<hr/>	\$41,000 00
Traveling expenses,		1,000 00
Blanks, stationery and printing,		1,500 00
Postage and Incidentals:		
Postage,	\$500 00	
Incidentals,	1,000 00	
	<hr/>	1,500 00

Miscellaneous:

Proviso.

For the purpose of carrying on the prosecution of violations of the Corrupt Practice act; *provided, however,* that the use of these funds may be applied for the procuring of evidence, counsel fees and such other expenses incident and necessary for such prosecution but for no other purpose whatsoever, \$2,500 00

Compensation and expenses of counsel employed by the Attorney-General in foreign States to collect taxes due from bankrupt and other insolvent cor- porations,	500 00	
Law books,	500 00	
Indexing opinions,	2,000 00	
	<u>5,500 00</u>	
		<u>\$50,500 00</u>

A 2. BUDGET ACT EXPENSES.

For salaries and expenses for the purpose of carrying into effect the provisions of chapter 15, Laws of 1916, known as the "Budget Act,"		Budget act.
	<u>\$10,000 00</u>	

A 3. CIVIL SERVICE COMMISSION.

Salaries:		Civil Service.
Commissioners,	\$15,500 00	
Chief examiner and secre- tary,	5,500 00	
Assistant secretary,	2,340 00	
Senior examiner,	2,700 00	
Assistant chief examiner, .	2,445 00	
Medical examiner,	2,400 00	
Compensation for assist- ants,	47,675 00	
Janitors,	100 00	
	<u>\$78,660 00</u>	
Traveling expenses,	2,000 00	
Printing and office supplies,	6,000 00	
Postage and incidentals:		
Postage,	\$2,500 00	
Incidentals,	1,500 00	
	<u>4,000 00</u>	

Miscellaneous:

Advertising,	\$2,000 00	
Office equipment,	1,000 00	
		3,000 00
		\$93,660 00
		\$93,660 00

A 4. COMPTROLLER'S DEPARTMENT.

Comptroller's
office.

Salaries:

Comptroller,	\$6,000 00	
Deputy Comptroller,	5,500 00	
Clerical services,	16,000 00	
		\$27,500 00
Blanks, stationery and printing,		4,000 00
Postage and incidentals,		4,000 00
Miscellaneous:		
Premium on surety bonds,		300 00

Audit Department.

Auditing.

Salaries:

Chief auditor,	\$5,500 00	
Auditors and assistants, ..	21,540 00	
		27,040 00
Traveling expenses,		1,500 00

*Inheritance Tax Department.*Inheritance
Tax Depart-
ment.

Salaries:

State supervisor,	\$6,000 00	
Two district supervisors, \$3,500.00 each,	7,000 00	
Two head clerks, \$3,000.00 each,	6,000 00	
Compensation for assist- ants,	74,740 00	
		93,740 00
Expenses,		6,000 00

Miscellaneous:

The Comptroller of the Treasury is hereby authorized and it shall be his duty to withdraw from the State fund such amounts as shall be required to carry out the provisions of chapter 238, Laws of 1909, and to refund and pay such claims as may be necessary, and the State Treasurer shall pay same upon the warrants of said Comptroller, and there is hereby appropriated the amount necessary therefor.

\$164,080 00

A 5. INAUGURATION EXPENSES.

Expenses of inauguration of the Governor,	\$4,000 00	Inaugural expenses.
	<u> </u>	

A 6. DEPARTMENT OF PUBLIC REPORTS.

Salaries:		Public reports.
Commissioner,	\$2,000 00	
Clerk,	600 00	
	<u> </u>	
	\$2,600 00	
Blanks, stationery and printing,	25 00	
	<u> </u>	
	<u>\$2,625 00</u>	

A 7. EMERGENCY FUND.

For the Governor, to enable him to meet any emergency requiring the expenditure of money not otherwise appropriated and to cover any incidental expense of commissioners appointed by him under statute, or in his discretion	\$5,000 00	Emergencies.
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A 8. EXECUTIVE DEPARTMENT.

Executive
Department.

Salaries:		
Governor,	\$10,000 00	
Secretary to the Governor,	5,000 00	
Compensation for assistants,	9,480 00	
	<hr/>	\$24,480 00
Traveling expenses,		2,000 00
Blanks, stationery and printing,		2,000 00
Postage and Incidentals:		
Postage,	\$1,150 00	
Incidentals,	2,350 00	
	<hr/>	3,500 00
		<hr/>
		<u>\$31,980 00</u>

A 9. SECRETARY OF STATE.

Secretary of
State.

Salaries:		
Secretary of State,	\$6,000 00	
Assistant Secretary of State,	3,000 00	
Chief clerk,	5,000 00	
Additional recorders, copying and comparing corporation and court records at the rate of five cents per folio of one hundred words,	5,000 00	
Compensation for assistants,	27,540 00	
	<hr/>	\$46,540 00
Traveling expenses,		300 00
Blanks, stationery and printing,		7,500 00
Postage and Incidentals:		
Postage and express,	\$2,500 00	
Incidentals,	1,500 00	
	<hr/>	4,000 00

Miscellaneous:

Metallic cases,	\$1,000 00	
Election supplies and advertising highway,	26,000 00	
Bond issue,	36,000 00	
Printing copies of "An Act Concerning Corporations,"	7,500 00	
	<u>70,500 00</u>	
		<u>\$128,840 00</u>

A 10. SECRETARY OF STATE, MOTOR VEHICLE DEPARTMENT.

Salaries:

Commissioner,	\$1,500 00		Motor Vehicle Department.
Compensation for inspectors, clerks, et cetera, ..	98,520 00		
Additional inspectors and office employees,	25,560 00		
	<u>\$125,580 00</u>		

Traveling Expenses:

Expenses of inspectors and equipment,	34,000 00
Blanks, stationery and printing,	12,000 00
Postage and incidentals,	7,000 00

Miscellaneous:

Automobile markers,	\$100,000 00
Purchase of automobiles, ..	7,500 00
Liability insurance,	500 00
Refunds for errors in rating,	300 00
Printing copies of laws, ..	5,000 00
Filing cabinets,	2,000 00
	<u>115,300 00</u>

Payment of the above items in this account to be made from the receipts of the Department of Motor Vehicle Regulation and Registration, pursuant to chapter 235, Laws of 1909.

\$293,880 00

A II. STATE HOUSE COMMISSION.

State House
Commission.

Salaries and Wages:

Custodian,	\$3,500 00
Compensation of assistants and helpers,	81,110 00

\$84,610 00

Maintenance:

Fuel and power, for this purpose only,	\$22,500 00
Light,	10,500 00
Sundry supplies,	14,000 00
Current repairs,	20,000 00
Rent of West State street buildings,	2,000 00
Telephone and telegraph, ..	2,000 00
Furniture and office sup- plies,	2,000 00
Insurance, for this purpose only,	3,000 00
Postage,	800 00
Freight and express,	500 00
Traveling expenses,	200 00
Incidentals,	500 00
Maintenance of Stacy Park and Capitol grounds, ..	2,000 00

80,000 00

Additions and Improvements:

Completion of Stacy Park, ..	\$4,000 00
Purchase of West State street property,	30,000 00

34,000 00*State Printing Board.*Printing
board.

Salaries and Wages:

Public Printer,	900 00
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Miscellaneous:

Legislative printing,	\$75,000 00
Printing and binding public documents,	30,000 00
Printing and circulating laws,	10,000 00

115,000 00

State Purchasing Department.

Salaries and Wages:		Purchasing Department.
State Purchasing Agent,..	\$5,000 00	
Assistant State Purchasing Agent,	4,800 00	
Compensation of assistants and clerical services, ...	20,320 00	
Expert services,	1,500 00	
	<hr/>	31,620 00
Miscellaneous:		
Traveling expenses,	\$1,500 00	
Postage,	1,200 00	
Telephone and telegraph, .	900 00	
Incidentals, including in- surance, laboratory tests, freight, et cetera,	220 00	
	<hr/>	3,820 00
Materials and Supplies:		
Vehicular transportation expenses,	\$700 00	
Bl a n k s , stationery and printing,	1,200 00	
Office supplies and equip- ment,	1,900 00	
	<hr/>	3,800 00
		<hr/>
		<u>\$353,750 00</u>

State Purchase Fund.

The unexpended balance of the "Purchase Fund" created in accordance with the provisions of chapter 277, P. L. 1917, item 100, together with such sums as may be returned to the State treasury for the reimbursement of the appropriation provided by said item so that a "Purchase Fund" not exceeding \$250,000 will be established and maintained for the purpose of making payments for purchases in the operation of

Purchase
Fund.

chapter 68, Pamphlet Laws of one thousand nine hundred and sixteen, and the expenses of handling, storing and transporting purchases, so made, the cost of said purchases to be apportioned among the various using agencies and the appropriations current for their use so as to reimburse the said "Purchase Fund" for said purchases when so made; said amounts so apportioned to be credited to said fund when deposited in the State treasury for disbursement in accordance with the provisions of said chapter 68, P. L. 1916, so as to constitute it a revolving fund for purchases, is hereby appropriated.

A 12. TREASURER'S DEPARTMENT.

Treasurer's
Department.

Salaries:

Treasurer,	\$6,000 00	
Compensation for other as- sistants,	20,471 00	
Additional and temporary employees,	3,759 00	
	<u> </u>	\$30,230 00
Blanks, stationery and printing,		1,300 00
Postage and incidentals,		2,500 00
Premium on surety bond for Treasurer and deputy treasurer,		750 00

*Department of Municipal Accounts.*Municipal
Accounts.

Salaries:

Commissioner,	\$5,000 00	
Chief clerk, auditors, and compensation for other assistants,	36,040 00	
	<u> </u>	41,040 00
Traveling expenses,		5,000 00
Blanks, stationery and printing,		2,000 00
Postage and incidentals,		700 00

Miscellaneous:

Expenditures under provisions of section 3 (b), chapter 266, Laws of 1918,	\$5,000 00	
Court costs,	150 00	
	<u> </u>	5,150 00
		<u> </u>
		<u><u>\$88,670 00</u></u>

B. LEGISLATIVE.

B I. LEGISLATURE.

Salaries:

Legislature.

Senators and Assemblymen,	\$40,833 32	
Compensation for officers and employees,	51,000 00	
	<u> </u>	\$91,833 32

Miscellaneous:

Manuals of the Legislature,	\$5,258 00	
Indexing Journal and Minutes and other incidental and contingent expenses,	20,000 00	
Toilet and other necessary articles, to be furnished by the State House Commission,	1,250 00	
	<u> </u>	26,508 00
		<u> </u>
		<u><u>\$118,341 32</u></u>

C. JUDICIAL.

C I. CLERK IN CHANCERY.

Salaries:

Clerk in Chancery.

Clerk in Chancery,	\$6,000 00	
Chief clerk,	4,200 00	
Compensation for assistants,	36,500 00	
	<u> </u>	\$46,700 00

CHAPTER 250, LAWS OF 1922.

Blanks, stationery and printing,	5,000 00
Postage and incidentals,	4,000 00
Steel filing case,	2,000 00
	<hr/>
	\$57,700 00
	<hr/> <hr/>

C 2. CLERK OF SUPREME COURT.

Clerk of Supreme Court.

Salaries:	
Clerk of Supreme Court, .	\$6,000 00
Chief clerk,	3,500 00
Compensation for assistants,	21,540 00
	<hr/>
	\$31,040 00
Blanks, stationery and printing,	3,000 00
Postage and Incidentals:	
Postage,	\$1,700 00
Typewriters, furniture, office equipment and repairs,	600 00
Incidentals,	1,000 00
	<hr/>
	3,300 00
	<hr/>
	\$37,340 00
	<hr/> <hr/>

C 3. COURT OF CHANCERY.

Court of Chancery.

Salaries:	
Chancellor,	\$15,000 00
Vice Chancellors,	140,000 00
Compensation and traveling expenses of sergeants-at-arms,	
	10,600 00
Compensation and allowance of advisory masters and their official stenographers,	
	15,000 00

Compensation and traveling expenses of stenographers and for services pursuant to section 103 of chapter 158 of the Laws of 1902,	31,560 00	
Compensation for stenographer for the Chancellor,	1,500 00	
	<u> </u>	\$213,660 00
Blanks, stationery and printing,		950 00
Postage,		300 00
Miscellaneous:		
Rent of rooms in Atlantic City, Jersey City, Newark, and Trenton,	\$13,640 00	
Increase in rent of rooms in Jersey City, provided additional accommodations are provided,	1,500 00	
Miscellaneous expenses in connection with such rooms,	200 00	
	<u> </u>	15,340 00
		<u> </u>
		<u><u>\$230,250 00</u></u>

C 4. COURT OF ERRORS AND APPEALS.

Salaries:

Court of Errors.

Compensation of judges of the Court of Errors and Appeals, at \$20.00 per diem,	\$20,000 00	
Compensation of officers, .	2,250 00	
	<u> </u>	\$22,250 00

Blanks, Stationery and Printing:

Printed or typewritten copies of draft of opinions under the direction of the presiding judge,		2,000 00
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CHAPTER 250, LAWS OF 1922.

Postage and incidentals,	200 00
Binding State cases, briefs, et cetera, and printing list of causes, et cetera,	750 00
	<u>\$25,200 00</u>

C 5. COURT OF PARDONS.

Court of
Pardons.

Salaries:

Compensation of judges of the Court of Pardons, at \$20.00 per diem,	\$4,500 00
Compensation of clerk and stenographer,	<u>1,275 00</u>
	\$5,775 00
Traveling expenses,	200 00
Blanks, stationery and printing,	700 00
Postage and incidentals,	300 00
	<u>\$6,975 00</u>

C 6. COURT EXPENSES.

Transferred
cases.

Salaries:

For compensation of judges of the Court of Common Pleas, pursuant to section 49, chapter 149, Laws of 1900,	<u>\$1,750 00</u>
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C 7. LAW AND EQUITY REPORTS.

Legal reports.

Salaries:

Chancery reporter,	\$500 00
Supreme Court reporter, ..	<u>500 00</u>
	\$1,000 00
Publication of Chancery reports,	6,500 00
Publication of Law reports,	6,500 00
Binding Chancery and Law reports,	1,500 00
	<u>\$15,500 00</u>

C 8. STENOGRAPHIC REPORTERS.

For amount to be refunded to various counties in this State for salaries of stenographic reporters appointed by the justices of the Supreme Court, pursuant to chapter 81 of the Laws of 1901, ...	Reporters.	<u>\$27,330 00</u>
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C 9. SUPREME COURT.

Salaries:		Supreme Court.
Chief justice,	\$15,000 00	
Associate justices,	112,000 00	
Circuit Court judges,	96,000 00	
Compensation for assistants,	2,000 00	
Board of bar examiners, salary of members, secretary and messenger,	7,090 00	
	<u>\$232,090 00</u>	
Blanks, stationery and printing,	500 00	
Postage and Incidentals,	70 00	
Miscellaneous:		
Other expenses incurred by court order,	1,500 00	
	<u>\$234,160 00</u>	

D. REGULATIVE.

D.I. BOARD OF COMMERCE AND NAVIGATION.

Salaries:		Commerce and Navigation.
Director,	\$5,000 00	
Counsel for the board, ...	5,000 00	
Consulting engineer,	4,500 00	
Other assistants, public hearings, searches, surveys, witnesses on trespasses, et cetera,	26,860 00	
	<u>\$41,360 00</u>	
Traveling expenses,	4,800 00	
Blanks, stationery and printing,	1,500 00	
Postage and Incidentals:		
Postage,	\$300 00	
Incidentals,	3,500 00	
	<u>3,800 00</u>	

Miscellaneous:

Undisbursed balance.	Continuing construction of Bay Head-Manasquan canal,	\$40,000 00
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There is hereby appropriated the undisbursed balance on the thirtieth day of June, one thousand nine hundred and twenty-two, of the appropriation made under item D-1, of chapter 137, Laws of 1921, for continuing construction of Bay Head-Manasquan canal.

Bulkheads, jetties, etc.	Maintenance of inland wa- terway from Cape May to Bay Head.	25,000 00
	Rents,	5,000 00

For the construction, repair or preservation of sea walls, bulkheads and jetties and other approved devices necessary and proper to protect the riparian lands of this State, pursuant to chapter 318, Laws of 1920, as follows:

Longport borough, At- lantic county,	50,000 00
Long Branch city, Monmouth county, ..	25,000 00
Asbury Park city, Monmouth county, ..	25,000 00
Belmar borough, Mon- mouth county	25,000 00
For the purpose of closing Turtle Gut Inlet, situated in the county of Cape May, pursuant to chapter 287, Laws of 1921,	10,000 00

For installation of lights on waterways from Cold Spring to Ottens Harbor, . . .	2,500 00	
New engine in boat, ..	1,000,00	
Expenses in connec- tion with study and plans for beach pro- tection measures, ..	10,000 00	
	218,500 00	

There is hereby reappropriated the un-
disbursed balance on the 30th day of
June, 1922, of the appropriation made
under Item D-1, of chapter 137, Laws of
1921, for the purpose of carrying into
effect the provisions of chapter 51, Laws
of 1921.

Appropriations for maintenance of this
board to be deducted from receipts, *pro-
vided* such deduction is authorized by leg-
islative enactment.

Expenses.
Proviso.

\$269,960 00

D 2. BOARD OF FISH AND GAME COMMISSIONERS.

For salaries and wages, and for the ex-
penses of maintenance and operation of
the New Jersey Board of Fish and
Game Commissioners to include the ex-
penses of administration and of the fish
hatchery and the game farm:

Fish and
Game.

All receipts from hunters' anglers'
licenses pursuant to the provisions
of chapter 152 of the Laws of
1914.

All receipts, licenses and sales pur-
suant to the provisions of chapter
41 of the Laws of 1908.

All fines pursuant to the provisions
of chapter 247 of the Laws of
1911.

Receipts not
disbursed.

All such receipts as are above set forth, and any balance of receipts that may not have been disbursed on or before the end of the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two, are hereby appropriated to the Board of Fish and Game Commissioners, but there may only be expended of said receipts and balance the amounts as itemized below, and for bills incurred during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two, and no portion of any receipts shall lapse into the general funds of the State; *provided, however*, that an excess may be expended and is hereby appropriated above the amounts herein below indicated when expressly approved by the State House Commission, but limited to the amount of the receipts of the board for the fiscal year.

Proviso.

Salaries and wages,	\$113,868 00
Materials and Supplies:	
Food for birds, fish, poultry, horses; coal, wood, electricity, gas, farm, stable and grounds, and materials and supplies for farms and hatcheries, and general supplies,	\$28,535 00
Printing and office supplies,	6,861 00
Purchase of autos and boats,	10,900 00
Purchase of fish, game, eggs and poultry,	25,000 00

Gasoline, grease, oil, tires, tubes and maintenance of autos and boats,	29,015 00	
		100,311 00
Current repairs,		5,455 00
Miscellaneous Expenses:		
Wardens' and commission- er's expenses,	\$12,500 00	
Postage, telephone, tele- graph and insurance, ..	2,085 00	
Miscellaneous expenses, ..	10,540 00	
		25,125 00
Additions and improvements,		14,100 00
New buildings (barn),		3,500 00
		\$262,359 00

D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS.

Salaries:

Public Utility
Commission.

Members of the Board, ..	\$36,000 00	
Counsel,	7,500 00	
Assistant to counsel,	3,000 00	
Secretary,	5,000 00	
Assistant secretary,	3,000 00	
Chief, Bureau of Utilities,	6,500 00	
Chief engineer, bridges and grade crossings, . . .	6,500 00	
Engineers, inspectors, clerks, stenographers, and other employees, ..	91,440 00	
For reporting hearings, ..	7,000 00	
Expert engineers for spe- cial investigations,	25,000 00	
		\$190,940 00
Traveling expenses,		12,500 00
Blanks, stationery and printing,		12,000 00
Postage and Incidentals:		
Postage,	\$1,400 00	
Incidentals,	2,000 00	
		3,400 00

Miscellaneous:

Rent of offices in Newark,	7,000 00
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	<u>\$225,840 00</u>
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D 4. BOARD OF SHELL FISHERIES.

Shell Fish-
eries.

Salaries:

Director,	\$3,000 00
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Chief of bureaus,	4,900 00
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Captains of boats, crews, guards, clerks, et cetera,	27,830 00
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	<u>\$35,730 00</u>
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Traveling expenses,	2,150 00
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Blanks, stationery and printing,	375 00
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Postage and incidentals,	900 00
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Miscellaneous:

Food,	\$1,250 00
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Fuel and power, for this purpose only,	2,000 00
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Current repairs,	1,500 00
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Insurance, for this purpose only,	500 00
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Surveying and mapping, ..	500 00
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Rent of offices,	276 00
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	<u>6,026 00</u>
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	<u>\$45,181 00</u>
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D 5. COUNTY BOARDS OF TAXATION.

County tax
boards.

For salaries of members of the county

boards of taxation,	\$112,800 00
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D 6. DEPARTMENT OF BANKING AND INSURANCE.

Banking and
Insurance.

Salaries:

Commissioner,	\$6,000 00
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Deputy Commissioner, ...	4,500 00
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Chief, Compensation Rating and Inspection Bureau,	4,000 00	
Chief, Bureau of Banking and Insurance,	3,600 00	
Chief, Building and Loan Division,	3,300 00	
Department investigator, ..	2,400 00	
Statistician,	2,520 00	
Examiners, building and loan,	54,720 00	
Examiners in miscellaneous investigations, et cetera,	750 00	
Clerks, stenographers and other employees,	34,600 00	
	<hr/>	\$116,390 00
Traveling expenses,		15,000 00
Blanks, stationery and printing,		11,000 00
Postage and Incidentals:		
Postage,	\$4,000 00	
Incidentals,	800 00	
	<hr/>	4,800 00
Miscellaneous:		
Rental of statistical machines,	\$1,000 00	
Appraisals of real estate, ..	300 00	
Express, freight and cartage,	350 00	
Office supplies and equipment,	1,000 00	
Subscriptions to magazines, manuals, et cetera,	175 00	
National convention,	100 00	
Compiling and printing valuations,	100 00	
Membership fee, National Association of Supervisors of State banks, ..	20 00	
Rent of safe deposit boxes and post-office boxes, ..	55 00	

Rent of quarters for Statistical Division, Compensation Rating and Inspection Bureau,	1,200 00	
Newspaper publications in 1916 under retaliatory provisions of law of statements of Illinois Surety Co., subsequently failed,	72 00	
		4,372 00

There is hereby appropriated all receipts necessary for the payment of examinations required by law, services and expenses of assistants, et cetera, heretofore disbursed by said department prior to their deposit in State treasury.

\$151,562 00

D 7. DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Conservation
and Develop-
ment.

Salaries:

State Geologist and Director,	\$5,000 00	
State Forester,	4,500 00	
Chief of testing laboratory,	3,900 00	
Assistant State Geologist,	3,000 00	
State Firewarden,	3,300 00	
Firewardens, forest rangers, soil classifiers, laboratory assistants, engineers, clerical assistants and other employees,	42,595 00	
		\$62,295 00
Traveling expenses,		14,100 00
Blanks, stationery, printing and office supplies,		5,750 00

Postage and Incidentals: .	
Postage,	\$1,600 00
Sundry supplies,	3,000 00
Telephone and telegraph, . .	900 00
Freight and expressage, ..	300 00
	5,800 00
Miscellaneous:	
State's share of forest fires (for this purpose only), \$10,000 00	
Fuel and power (for this purpose only),	1,200 00
Insurance (for this purpose only),	230 00
Tax lieu on State forests, .	331 00
Repairs, laboratory, State forest buildings,	400 00
New laboratory equipment,	500 00
	12,661 00
For stream gauging, dam inspection and water supply investigations, including salary of water engineer (\$3,600.00) and assistants, such sum not exceeding \$25,000.00, as may be available in that fund pursuant to chapter 252, Laws of 1907, balance to remain to credit of fund (for this purpose only),	25,000 00
Maintenance of Washington's Crossing park, said sum appropriated from re- ceipts,	400 00
For maintenance of State forest—income from same,	500 00
	\$126,506 00
Less amount appropriated from receipts, .	25,900 00
	\$100,606 00

D 8. DEPARTMENT OF HEALTH.

Health De-
partment.

Salaries:

Director,	\$5,000 00	
Chiefs of divisions, directors, investigators, health officers and other employees,	136,690 00	
	<u> </u>	\$141,690 00

Traveling expenses,		25,000 00
Blanks, stationery and printing,		13,000 00

Postage and Incidentals:

Postage,	\$3,000 00	
Sundry supplies, office furniture, equipment and supplies,	5,000 00	
Engineering supplies,	800 00	
Automobile and maintenance of same,	1,000 00	
Maintenance of shell fish inspection boat,	2,000 00	
Laboratory, equipment, apparatus and supplies, ...	10,000 00	
	<u> </u>	21,800 00

Miscellaneous:

Salaries and expenses, supplies and exhibit material for the Bureau of Child Hygiene,	\$75,000 00	
Salaries, expenses and supplies for the Bureau of Venereal Disease Control,	20,000 00	
Legal expenses incurred in the prosecution of State cases,	4,000 00	
Sewage investigation pursuant to chapter 126, Laws of 1920,	5,000 00	
	<u> </u>	104,000 00

\$305,490 00

D 9. DEPARTMENT OF LABOR.

Salaries:

Labor De-
partment.

Commissioner of Labor, .	\$6,000 00	
Commissioner Workmen's Compensation,	1,500 00	
Deputy Commissioners Workmen's Compensa- tion (four),	12,000 00	
Chiefs of bureaus (four),	15,360 00	
Referee,	2,520 00	
Examiners, inspectors, clerks and other em- ployees,	115,000 00	
	<u> </u>	\$152,380 00
Traveling expenses,		25,000 00
Blanks, stationery and printing,		7,000 00
Postage and Incidentals:		
Postage,	\$6,000 00	
Incidentals,	2,750 00	
	<u> </u>	8,750 00
Miscellaneous:		
Farm Labor and State Em- ployment Bureau,	\$30,000 00	
Rent of rooms in Newark, Jersey City, Paterson or other cities,	10,000 00	
Support of Museum of Safety, Industrial coun- cils, et cetera,	10,000 00	
Telephones and telegrams,	2,000 00	
Preparation and distribu- tion of industrial di- rectory,	1,500 00	
Office supplies and equip- ment,	3,500 00	
	<u> </u>	57,000 00
		<u> </u>
		<u> </u>
		\$250,130 00

D IO. DEPARTMENT OF WEIGHTS AND MEASURES.

Weights and
Measures.

Salaries:

Superintendent,	\$4,500 00	
Compensation for assist- ants,	9,480 00	
	<u> </u>	\$13,980 00
Traveling expenses,		3,000 00
Blanks, stationery and printing,		1,000 00
Postage and incidentals,		500 00
		<u> </u>
		<u><u>\$18,480 00</u></u>

D II. HEALTH OFFICERS, PORT OF PERTH AMBOY.

Health Officer,
Perth Amboy.

Health officer of the port of Perth Am- boy, for salary, pursuant to chapter 328, Laws of 1906,		\$1,000 00
Deputy health officer, for salary,		250 00
		<u> </u>
		<u><u>\$1,250 00</u></u>

D I2. STATE ATHLETIC COMMISSION.

Athletic Com-
mission.

Salaries:

Commissioners,	\$7,500 00	
Secretary,	2,500 00	
Clerical services,	500 00	
	<u> </u>	\$10,500 00
Traveling expenses,		3,000 00
Blanks, stationery and printing,		500 00
Postage and incidentals,		500 00
		<u> </u>
		<u><u>\$14,500 00</u></u>

D 13. STATE BOARD OF TAXES AND ASSESSMENT.

Salaries:		Taxes and Assessments.
President,	\$5,000 00	
Members of board,	16,000 00	
Compensation for secretary and other assistants, ...	52,500 00	
	\$73,500 00	
Traveling expenses,	1,800 00	
Blanks, stationery and printing,	5,000 00	
Postage and Incidentals:		
Postage,	\$1,000 00	
Incidentals,	500 00	
	1,500 00	
Miscellaneous:		
Reclassification and revaluation of rail- road property,	10,000 00	
	\$91,800 00	

D 14. STATE BOARD OF TENEMENT HOUSE SUPERVISION.

Salaries:		Tenement housing.
Secretary and executive officer,	\$3,600 00	
Principal clerk,	2,400 00	
Plan examiners (two), ..	4,800 00	
Senior clerk,	1,320 00	
Inspector-clerks (five), ...	9,900 00	
Chief stenographer,	1,680 00	
Stenographers (seven), ..	7,480 00	
Chief inspector,	2,400 00	
Inspectors (thirty),	56,640 00	
	\$90,220 00	
Traveling expenses,	6,000 00	
Blanks, stationery and printing,	1,200 00	
Postage and incidentals,	2,000 00	
Miscellaneous:		
Rent of offices,	\$2,500 00	
Furniture and fixtures, ...	618 00	
	3,118 00	
	\$102,538 00	

D 15. REAL ESTATE COMMISSION.

Real Estate
Commission.

The receipts of the Commission as and when received are hereby appropriated in accordance with chapter 141, Laws of 1921.

D 16. DEPARTMENT OF STATE POLICE.

State Police.

Salaries:

Colonel and superintendent,	\$5,000 00	
Lieutenant-Colonel and deputy superintendent,...	3,500 00	
Major and adjutant,	3,000 00	
Major and supply officer, .	3,000 00	
Captains (three),	7,200 00	
Lieutenants (three),	6,000 00	
Noncommissioned officers, troopers, et cetera,	130,000 00	
	<hr/>	\$157,700 00

Materials and Supplies:

Food and lodging,	\$75,000 00	
Vehicular transportation expenses,	34,000 00	
Stable supplies and forage,	25,000 00	
Clothing,	15,000 00	
Purchase of horses,	5,000 00	
Blanks, Stationery and printing,	2,500 00	
Ammunition and ord- nance,	2,500 00	
School supplies,	2,000 00	
Barracks supplies,	2,000 00	
Office equipment,	1,500 00	
Fuel and power,	1,000 00	
Medical supplies,	1,000 00	
Veterinary supplies,	1,000 00	
Office supplies,	1,000 00	
	<hr/>	168,500 00

Current Repairs:

Repairs to stable, barracks and equip- ment,	15,000 00
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Miscellaneous:

Traveling expenses,	\$10,000 00	
Rents,	2,800 00	
Medical and surgical fees,	2,000 00	
Postage,	1,500 00	
Telephone and telegraph,	1,000 00	
Insurance,	1,000 00	
Freight, express and cart- age,	500 00	
	<hr/>	18,800 00
		<hr/> <hr/>
		\$360,000 00

E. EDUCATIONAL.

E I. AGRICULTURAL COLLEGE.

To the treasurer of Rutgers college, to pay the State Agricultural College, for the benefit of agriculture and the me- chanic arts, pursuant to chapter 90 of the Laws of 1905, and amendments thereto,	\$48,000 00	Agricultural College.
Salaries, supplies and all other expenses for the maintenance of short courses in practical and scientific agriculture, pursuant to chapter 55 of the Laws of .1905, and chapter 43 of the Laws of 1907,	25,000 00	
Reference books, periodicals and bind- ings,	4,000 00	
Long courses in agriculture,	40,000 00	
Summer sessions,	25,000 00	
Farm buildings, for maintenance and repair,	4,000 00	
Clay working and ceramics,	12,000 00	
Agricultural building, for maintenance, . .	3,000 00	
Horticultural building, maintenance, . . .	2,000 00	
Poultry building, maintenance,	1,000 00	
Courses in engineering,	20,000 00	
Courses in chemistry,	15,000 00	
Courses in sanitary science and sanitary engineering,	3,000 00	

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Courses in military science,	2,500 00
Courses in education,	10,000 00
Courses in entomology, botany and bacteriology,	5,000 00
To the treasurer of Rutgers college, for interest on \$116,000, certificates of indebtedness of the State of New Jersey, due July first, one thousand nine hundred and twenty-two, and January first, one thousand nine hundred and twenty-three, pursuant to the provisions of chapter 135 of the Laws of 1896,	5,800 00
Board of visitors, for expenses,	400 00
College for women,	125,000 00
Erection of a dairy and animal husbandry building, provided a satisfactory deed conveying a site for the building is duly executed and delivered by the proper officers of Rutgers College, in New Brunswick, vesting title in the State of New Jersey, the sum of.....	150,000 00
Poultry building equipment,	20,000 00
Boring well and erection of water tank and tower to supply piggery,	3,500 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	
	<u>\$524,200 00</u>

E 2. COMMISSIONER OF EDUCATION.

Educational
Department.

Salaries:

Commissioner,	\$10,000 00
Four assistant commissioners,	26,000 00
Business manager,	5,500 00
Chief examiner,	3,600 00
Physical training superintendent,	5,000 00

Assistant physical training superintendent,	2,500 00	
Physical training instructor,	3,000 00	
Inspector of buildings,	3,600 00	
Superintendent of industrial education,	3,400 00	
Inspector of accounts,	2,640 00	
Statistician,	2,520 00	
Inspector of school accounts,	2,700 00	
Clerical services,	23,150 00	
Physical training summer school instructor,	900 00	
		<u>\$94,510 00</u>
Traveling expenses,		7,000 00
Blanks, stationery and printing, including school laws,		23,000 00
Postage and incidentals,		7,000 00
Miscellaneous:		
Office fixtures,	\$1,800 00	
Legislative Manuals,	2,000 00	
Expenses physical training work,	2,250 00	
		<u>6,050 00</u>
The moneys in this item appropriated shall be deducted in the same manner as the moneys heretofore appropriated to the Superintendent of Public Instruction are required to be deducted pursuant to chapter 65, Laws of 1909.		
		<u><u>\$137,560 00</u></u>

E 3. COUNTY SUPERINTENDENTS.

For county superintendents, for salaries, payment to be made pursuant to chapter 65, Laws of 1909,	\$84,000 00	County superintendents.
	<u><u>\$84,000 00</u></u>	

E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS.

Night schools
for aliens.

For the purpose of carrying out the provisions of an act entitled "An act providing for the establishment of evening schools for foreign-born residents in the State of New Jersey," approved April eleventh, one thousand nine hundred and seven, payment to be made pursuant to chapter 65, Laws of 1909, \$34,600 00

E 5. INDUSTRIAL EDUCATION.

Industrial
schools.

For payment to schools established for industrial education, pursuant to chapter 78, Laws of 1909, and chapter 32, Laws of 1921, \$20,000 00
 Payments to schools for manual training, pursuant to Article 22, section 230, School Law of 1903, 400,000 00
 Additional amount on account of deficiency in the above item for the fiscal year ending June 30, 1922, 46,197 20

*Continuation Schools.*Continuation
schools.

To defray the expense which may be incurred by the State Department of Public Instruction in carrying into effect the provisions of chapter 152, Laws of 1919, 10,000 00
 Payments under this account to be made pursuant to chapter 2, Laws of 1920,

\$476,197 20

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH.

Bordentown
school.

For salaries and wages, and for maintenance of the Manual Training and Industrial School for Colored

Youth, on the basis of two hundred and sixty-five students:

Salaries and Wages:

Principal,	\$4,000 00	
Preceptress,	1,000 00	
Teachers,	23,410 00	
New employees,	2,200 00	
Other officers and employees,	19,240 00	
Student labor,	3,000 00	
	<hr/>	\$52,850 00

Materials and Supplies:

Food,	\$18,000 00	
Fuel, light and power (for this purpose only),	10,500 00	
Household supplies,	5,000 00	
Furniture and furnishings,	2,000 00	
Farm, stable and grounds,	8,000 00	
Industrial shops,	3,500 00	
School,	3,500 00	
Medical and surgical,	500 00	
Sundries,	500 00	
Printing and office supplies,	400 00	
Vehicular transportation supplies,	1,900 00	
Office equipment,	200 00	
	<hr/>	54,000 00
Current repairs,		7,750 00

Miscellaneous:

Traveling expenses, including extension work, ...	\$1,500 00	
Postage,	400 00	
Telephone and telegraph,	500 00	
Insurance (for this purpose only),	1,750 00	
Advertising,	300 00	
Entertainments,	300 00	
Freight and express,	105 00	
Water,	1,100 00	
	<hr/>	5,955 00

Additions and Improvements:	
Equipment for laundry, ..	\$1,000 00
Roads, walks, fencing, trees and grading,	5,500 00
Materials for permanent improvements,	5,000 00
Additions, alterations and repairs to school build- ing,	135,000 00
Purchase of adjoining property,	2,000 00
Canning equipment,	650 00
Automobile (closed Ford),	700 00
	149,850 00
Appropriation, including estimated re- ceipts,	\$270,405 00
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to	23,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	
Net amount appropriated,	\$247,405 00

E 7. NEW JERSEY SCHOOL FOR THE DEAF.

School for
Deaf.

For salaries and wages, and for maintenance of the New Jersey School for the Deaf, on the basis of two hundred and sixty pupils.

Salaries and Wages:	
Superintendent,	\$4,500 00
Principal, teachers and in- structors,	60,000 00
Other officers and em- ployees,	30,000 00
	\$94,500 00

Materials and Supplies :

Food,	\$31,600 00	
Clothing,	3,500 00	
Fuel, light and power (for this purpose only),	18,000 00	
Household supplies,	6,500 00	
Industrial shops,	3,500 00	
School supplies,	3,500 00	
Medical and surgical,	600 00	
Printing and office supplies,	1,000 00	
Sundry supplies,	1,000 00	
		<u>69,200 00</u>

Current repairs,

6,000 00

Miscellaneous :

Traveling expenses,	\$400 00	
Postage,	450 00	
Telephone and telegraph, .	550 00	
Insurance (for this purpose only),	3,696 75	
Medical and surgical fees,	200 00	
Rental of gymnasium, ...	150 00	
Entertainment,	500 00	
Expressage,	400 00	
Cartage,	200 00	
Children's carfare,	350 00	
		<u>6,896 75</u>

Additions and Improvements :

Equipment for printing shop,	\$1,600 00	
Equipment for carpenter shop,	2,500 00	
Motors and machines, ...	1,000 00	
Laboratory equipment, ...	300 00	
Lumber for furniture for boys' and girls' cottages,	4,000 00	
		<u>9,400 00</u>

New Buildings:

Additional cottages and class rooms, furniture and equipment, power plant, et cetera,		<u>275,000 00</u>
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Appropriation, including estimated receipts,	\$460,996 75
The receipts of the institution are hereby appropriated pursuant to chapter 153, Laws of 1918, estimated as amounting to,	2,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1919.	
Net amount appropriated,	<u>\$458,996 75</u>

E 8. PUBLIC LIBRARY COMMISSION.

Library Commission.

Salaries:

Secretary,	\$400 00	
Librarian and organizer,..	3,000 00	
Assistant Librarian,	1,800 00	
Other employees,	3,780 00	
		<u>\$8,980 00</u>
Traveling expenses,		2,000 00
Blanks, stationery and printing,		1,000 00
Postage and Incidentals:		
Express,	\$1,800 00	
Postage,	1,800 00	
Incidentals, including Traveling Library cases,	500 00	
		<u>4,100 00</u>

Miscellaneous:

Operating materials and supplies, books and pamphlets,	\$20,000 00	
Formation and aid of school libraries, chapter 186, P. L. 1914,	11,000 00	
Donation to libraries, chapter 62, P. L. 1900,	400 00	
Summer school,	500 00	
		<u>31,900 00</u>
		<u>\$47,980 00</u>

E 9. STATE BOARD OF EDUCATION.

Salaries:

State school board.

Clerical services,	\$1,200 00	
Traveling expenses,	2,000 00	
Blanks, stationery and printing,	300 00	
Postage and incidentals, ..	500 00	
	<hr/>	\$4,000 00

Payments under this account to be made pursuant to chapter 2, Laws of 1920.

E 10. STATE BOARD OF EXAMINERS.

Salaries:

Board of Examiners.

Per diem of members writing questions, marking papers, services at examinations, extra help, et cetera,	\$6,000 00	
Senior clerk,	1,680 00	
Clerical services,	2,340 00	
	<hr/>	\$10,020 00
Traveling expenses,	300 00	
Blanks, stationery and printing,	2,500 00	
Postage and incidentals,	1,000 00	

Payments under this account to be made pursuant to chapter 2, Laws of 1920.

\$13,820 00

E 11. STATE NORMAL SCHOOL, GLASSBORO.

For equipment of the State Normal School, Glassboro, and for salaries, wages and maintenance.

Glassboro Normal School.

Salaries and Wages:

Principals and teachers (for this purpose only),	\$50,000 00
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Materials and Supplies:

Supervision, expenses, grading, planting and minor construction items,	\$30,000 00
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CHAPTER 250, LAWS OF 1922.

Purchase of furniture, equipment and supplies,	50,000 00	
Fuel, power, light, gas and water (for this purpose only),	6,300 00	
		86,300 00

The moneys in this item appropriated to be deducted in the same manner as the moneys appropriated to normal schools are required to be deducted pursuant to chapter 65, Laws of 1909.

\$136,300 00

E 12. STATE NORMAL SCHOOL, MONTCLAIR.

Montclair Normal School.

For salaries and wages and for maintenance of the State Normal School, Montclair, on the basis of 788 students.

Salaries and Wages:

Principal,	\$6,500 00	
Principal, for additional allowance for salary in lieu of the State providing a house of residence,	600 00	
Secretary,	1,000 00	
Teachers,	73,000 00	
Other employees,	17,000 00	
		\$98,100 00

Materials and Supplies:

Fuel, light and power (for this purpose only),	\$8,500 00	
School supplies,	11,000 00	
Furniture and equipment, ..	1,300 00	
Printing and office supplies,	1,800 00	
Equipment of primary department,	1,500 00	
Sundry supplies,	3,000 00	
		27,100 00

Current repairs,		11,000 00
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Miscellaneous:

Traveling expenses,	\$450 00
Postage,	500 00
Telephone and telegraph,	300 00
Incidentals,	1,500 00
Insurance (for this purpose only),	125 00

2,875 00

Additions and Improvements:

Laying underground conduit from main school building to boiler house and insulating steam pipes,	4,000 00
Practice teaching (for this purpose only),	16,000 00

For the expenses of maintenance of the boarding halls there is hereby appropriated all the receipts therefrom pursuant to the provisions of chapter 58 of the Laws of 1910, and all receipts from the said boarding halls, for the current fiscal year that may not have been disbursed on or before June thirtieth, one thousand nine hundred and twenty-two, shall be held in trust in the State treasury, subject to the provisions of chapter 58 of the Laws of 1910. Payments under this account to be made pursuant to chapter 65, Laws of 1909.

\$159,075 00

E 13. STATE NORMAL SCHOOL, NEWARK.

For salaries and wages, and for maintenance of the State Normal School, Newark, on the basis of 1,000 students.

Newark Normal School.

Salaries and Wages:

Principal,	\$6,500 00
Teachers,	102,875 00
Other employees,	15,120 00

\$124,495 00

Materials and Supplies:		
Fuel, light and power (for this purpose only),	\$6,500 00	
School supplies,	12,000 00	
Printing and office supplies,	2,500 00	
Sundry supplies,	1,500 00	
	<hr/>	22,500 00
Current repairs,		3,500 00
Miscellaneous:		
Traveling expenses,	\$3,200 00	
Postage,	400 00	
Telephone and telegraph,	400 00	
Insurance (for this purpose only),	300 00	
Incidentals,	600 00	
	<hr/>	4,900 00
Practice teaching (for this purpose only),		25,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		<hr/>
		<u>\$180,395 00</u>

E 14. STATE NORMAL SCHOOL, TRENTON.

Trenton Normal School.

For salaries and wages, and for the main- tenance of the State Normal School, Trenton, on the basis of 1,000 students:		
Salaries and Wages:		
Principal,	\$6,500 00	
Teachers,	115,500 00	
Other employees,	22,400 00	
	<hr/>	\$144,400 00
Materials and Supplies:		
Fuel, light and power (for this purpose only),	\$7,000 00	
School supplies,	13,000 00	
Printing and office supplies,	2,500 00	
Sundry supplies,	450 00	
	<hr/>	22,950 00
Current repairs, Normal School and Boarding Hall,		10,000 00

Miscellaneous:

Traveling expenses,	\$350 00
Postage,	500 00
Telephone and telegraph,	350 00
Insurance, for this purpose only,	2,000 00
Incidentals,	900 00

4,100 00

Practice teaching (for this purpose only),
Additions and Improvements:

10,000 00

New power plant, and new heating,
lighting and cold storage plant,

75,000 00

For the expenses of maintenance of the boarding halls there is hereby appropriated all the receipts therefrom pursuant to the provisions of chapter 58, Laws of 1910, and all receipts from the said boarding halls, for the current fiscal year that may not have been disbursed on or before June 30th, 1922, shall be held in trust in the State treasury, subject to the provisions of chapter 58, Laws of 1910.

All receipts from proceeds of sales of the lunch room are hereby re-appropriated for the uses of said lunch room.

Payments under this account to be made pursuant to chapter 65, Laws of 1909,

\$266,450 00

E 15 STATE NORMAL SCHOOL, JERSEY CITY.

There is hereby appropriated the undischarged balance on the thirtieth day of June, one thousand nine hundred and twenty-two, of the appropriation made under Item E-21, of chapter 137, Laws of 1921, to acquire a site upon which to erect a normal school in Hudson county.

Jersey City
Normal
School.

CHAPTER 250, LAWS OF 1922.

E 16. SUMMER COURSES IN AGRICULTURE.

Summer schools.	For the expenses of instructors and employees, and for printing, postage, and other incidental expenses for summer schools, for the purpose of carrying out the provisions of chapter 310, Laws of 1913, payments to be made as provided by chapter 2, Laws of 1920,	<u>\$15,000 00</u>
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E 17. TEACHERS' INSTITUTES.

Institutes.	Expenses of teachers' institutes,	\$3,000 00
	Payments under this account to be made pursuant to chapter 2, Laws of 1920.	<u> </u>

E 18. TEACHERS' LIBRARIES.

Teachers' libraries.	Establishment and maintenance of libraries for use of teachers,	\$400 00
	Payments under this account to be made pursuant to chapter 2, Laws of 1920.	<u> </u>

E 19. TEACHERS' RETIREMENT FUND—PENSION AND ANNUITY FUND.

Retirement Fund.	State Treasurer, for expenses incurred in connection with the fund, pursuant to chapter 80, Laws of 1919.	
	Salaries of clerks,	\$5,400 00
	Blanks, stationery, printing, postage, and incidentals, 250 00	<u> </u>
		\$5,650 00
	Payments under this account to be made pursuant to chapter 2, Laws of 1920.	<u> </u>

E 20. VOCATIONAL SCHOOLS.

Vocational schools.	For the purpose of carrying into effect the provisions of chapter 76, Laws of 1916, which provides for the appropriation of State funds for the purpose of carrying out the provisions of chapter 294 of the Laws of 1913, which authorized State aid for vocational schools,	\$140,000 00
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Amount required to meet deficiency in the above item for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two,	4,639 33
For the purpose of carrying into effect the provisions of chapter 119, Laws of 1917, which provides that the State shall appropriate a sum not less than the maximum amount received from the Federal government under an act of Congress, which provides for Federal co-operation in the promotion of such education as agriculture and the trades and industries, and for the proper preparation of teachers of vocational subjects,	29,978 76
State supervision,	1,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	
	\$175,618 09

E 21. COMMISSION TO INVESTIGATE THE SUBJECT OF ORIGIN AND DISTRIBUTION OF SCHOOL MONEYS, ET CETERA.

Expenses of Commissioners appointed to investigate the subject of the origin and distribution of school moneys, et cetera,	Investigation as to school money. \$3,000 00
	\$3,000 00

F. AGRICULTURAL.

F I. AGRICULTURAL EXPERIMENT STATION.

For salaries and wages and for the expenses of maintenance and operation of the New Jersey Agricultural Experiment Station at New Brunswick, and its authorized activities,	Experiment Station. \$78,000 00
Printing bulletins and circulars,	15,000 00

Abolishing mosquito-breeding salt marshes, pursuant to chapter 134, Laws of 1906,	18,000 00
Investigation of oyster propagation, pursuant to chapter 187, Laws of 1907,...	1,600 00
Department of Poultry Husbandry, pursuant to chapter 52, Laws of 1911, ...	17,000 00
Seed inspection, pursuant to chapter 228, Laws of 1916,	7,500 00
Experimental work in vegetable production,	3,000 00
Insecticide inspection, pursuant to chapter 89, Laws of 1912,	1,000 00
Farm demonstration, pursuant to the provisions of chapter 364, Laws of 1913, and other agricultural extension work,	65,000 00
Cranberry investigation,	5,000 00
Egg-laying and breeding tests, pursuant to the provisions of chapter 16, Laws of 1916, and chapter 35, Laws of 1920,	10,000 00
For experimental work in growing white potatoes, sweet potatoes and tomatoes,	12,000 00
Repairs to the Experiment Station buildings,	850 00
Legume inoculation inspection,	2,000 00
Poultry exhibitions and premiums, pursuant to chapter 201, Laws of 1920, ..	6,000 00
Sewage investigation, pursuant to chapter 126, P. L. 1920,	5,000 00
For the purpose of carrying into effect the provisions of chapter 75, Laws of 1920,	3,000 00
Investigation of root rot of peas,	3,500 00
Investigation of bee husbandry,	3,000 00
Experimental work in vegetable production in North Jersey,	2,500 00
All fees and receipts of the Experiment Station are hereby appropriated for the uses of the station.	

\$258,950 00

F 2. DEPARTMENT OF AGRICULTURE.

Salaries:

Agricultural
Department.

Secretary,	\$5,000 00	
Chief, Animal Industry Bureau,	5,000 00	
Chief, Land and Markets Bureau,	3,600 00	
Chief, Bureau of Statistics and Inspection,	3,000 00	
Compensation for scientific and clerical services, ...	72,200 00	
	<hr/>	\$88,800 00
Traveling expenses,		27,000 00
Blanks, stationery and printing,		9,000 00
Office supplies and equipment,		2,000 00
Sundry supplies,		500 00
Postage and incidentals,		4,000 00
Telephone and telegraph,		3,000 00
Miscellaneous:		
Appraisement of and in- demnification for con- demned cattle,	\$75,000 00	
Hog cholera extermination,	7,500 00	
Extermination of Japanese beetle,	10,000 00	
Drugs, chemicals, instru- ments, et cetera,	4,000 00	
Exhibits, halls, judging, et cetera,	3,000 00	
For the purpose of appor- tioning and paying to the county boards of agri- culture of the State, in its discretion, sums of money to be devoted by said county boards to the collection of and report- ing to the State board crop and other agricul- tural statistics, and for educational purposes, ..	1,000 00	

Gypsy moth extermination (for this purpose only),	125,000 00	
Extension of work in Bu- reau of Markets (for this purpose only),	1,000 00	
Expenses of carrying out provisions of chapter 74, Laws of 1917,	1,000 00	
		<u>227,500 00</u>

All fees and receipts received pursuant to chapter 83, Laws of 1921, are hereby appropriated for the purpose of carrying out the provisions of said chapter.

\$361,800 00

F 3. STATE HORTICULTURAL SOCIETY.

Horticulture.	For salaries, and for the expenses of the New Jersey State Horticultural So- ciety, pursuant to chapter 141, Laws of 1911,	<u>\$4,000 00</u>
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G. MILITARY.

G I. ADJUTANT-GENERAL'S DEPARTMENT.

Adjutant- General.	Salaries:		
	Adjutant-General,	\$5,000 00	
	Deputy Adjutant-General, .	4,000 00	
	Clerical services,	22,980 00	
			<u>\$31,980 00</u>
	Blanks, stationery and printing,		3,000 00
	Postage and incidentals,		3,000 00
	Miscellaneous:		
	Filing cases,	\$500 00	
	Purchase and distribution of one thousand copies of the History of the Twenty-ninth Division, .	4,500 00	
			<u>5,000 00</u>
			<u>\$42,980 00</u>

G 2. NATIONAL GUARD.

Maintenance of Organizations.

		Military.
Allowance for brigade, regimental and battalion headquarters, infantry, cavalry, artillery, engineers, and medical,	\$16,000 00	
Allowance to companies of infantry, thirty-eight (38) at \$200.00 each,	7,600 00	
Allowance to eight (8) troops of cavalry at \$2,500.00 each,	20,000 00	
Allowance to six (6) batteries of light field artillery at \$2,000.00 each,	12,000 00	
Allowance to seven (7) companies of engineers at \$200 each,	1,400 00	
Allowance to one (1) divisional signal corps company,	1,000 00	
Allowance to one (1) field hospital,	200 00	
Allowance to two (2) ambulance companies,	400 00	
Caretaker of military equipment, signal corps,	1,200 00	
Allowance to one (1) sanitary company,	200 00	
	—————	\$60,000 00

Maintenance of Armories, Arsenals and Camp Grounds.

Allowance for rent of quarters, heat and light, and miscellaneous expenses for companies or troops stationed in towns and cities where no State-owned armories are maintained, Passaic, Burlington, Millville,

Vineland, Westfield, Salem and Hoboken,	\$7,000 00
State camp grounds, salaries, wages and maintenance, ..	10,000 00
State arsenal, maintenance, ..	1,800 00
Regimental armories at Jersey City, Camden, Newark, Paterson and Trenton, maintenance,	35,000 00
Troop, battery and battalion armories at Newark, East Orange, Camden, Elizabeth, Red Bank, Orange and Passaic, maintenance,	30,000 00
Company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick, Morristown, Englewood and Mount Holly, maintenance,	10,000 00
Insurance (for this purpose only),	6,356 42
For rent of drill hall for headquarters and machine gun troops, cavalry,	2,000 00
For rent of stables for the accommodation of horses issued Troop "F," First Cavalry,	2,100 00
For rent of stables for the accommodation of horses issued divisional signal corps company,	1,200 00
For rent of stables for the accommodation of horses issued First Battalion Engineers,	1,200 00
For repair of tunnels and the erection of a pistol pit, State Rifle Range, Sea Girt, N. J.,	5,000 00

 \$111,656 42

Armory Instruction and Field Training.

Transportation and expenses for battalion drills, inspec- tion, parades and pay and expenses of inspecting offi- cers, et cetera,	\$7,000 00	Military in- struction.
Compensation of officers and employees and expenses in- curred in connection with rifle practice,	7,000 00	
Salary of clerk to inspector- instructor,	1,000 00	
Compensation of officers and enlisted men and expenses in connection with the an- nual encampment,	50,000 00	
	65,000 00	

General Maintenance Expenses.

Ordnance stores, uniforms, clothing, camp and garrison equipage, freight, express- age and miscellaneous sup- plies,	\$10,000 00	
Military boards and courts- martial, expenses,	500 00	
Transportation of disabled soldiers of the late Rebel- lion and the Spanish-Amer- ican War,	30 00	
	10,530 00	

Armory Construction.

Construction of armory at Passaic, pursuant to chap- ter 158, Laws of 1917, . . .	\$50,000 00	Armories.
Construction of armory at Salem, pursuant to chapter 59, Laws of 1921,	25,000 00	

There is hereby appropri-
ated the undisbursed balance

on the 30th day of June, 1922, of the appropriation made under Item G-2, of chapter 137, Laws of 1921, for construction of armory at Passaic, pursuant to chapter 158, Laws of 1917.

There is hereby appropriated the undisbursed balance on the 30th day of June, 1922, of the appropriation made under Item G-2, of chapter 137, Laws of 1921, for construction of armory at Salem, pursuant to chapter 226, Laws of 1913.

75,000 00

Claims.

Claims.

- Claim of Captain Frank S. Wells, National Guard Reserve, for pay and expenses as recruiting officer, One Hundred and Second Cavalry, from November 12th, 1919, to June 14th, 1920, \$110 01
- Claim of Captain William A. Norval, Medical Corps, for services rendered examining recruits of the Sixth Infantry, from May 2d, 1919, to May 11th, 1920, 80 00
- Claim of Dr. Harland D. Casler, for services rendered One Hundred and Second Cavalry, including cost of prescriptions furnished from April 25th to May 26th, 1920, 20 00
- Claim of R. D. Vreeland, M.D., for services rendered examining recruits of Com-

pany "H," Fifth Infantry, prior to entry into Federal service, from June 19th, to 30th, 1916,	76 70
Claim of Mellick A. Tweedy, for services during the an- nual encampment of Troop "D," First Squadron, Cav- alry, August, 1915,	8 00
Claim of Edward W. Jeffcott, for services during the an- nual encampment of Troop "D," First Squadron, Cav- alry, August, 1915,	7 50
Pavement assessment against armory located on lot No. 24, page No. 3, City Atlas, Trenton,	1,028 50
Claim of Militia Bureau, War Department, U. S. A., for value of property lost by Company E, Sixth Infan- try to December 18th, 1920,	1,038 12
Claim of Shore Gas Com- pany, Belmar, N. J., for balance due for gas con- sumed at Governor's Cot- tage, Sea Girt, N. J., Au- gust 20th, 1914, to Novem- ber 30th, 1920,	105 16
Claims of National Guard of- ficers for allowance due during fiscal year 1921 on account uniform and equip- ment purchased pursuant to section 52, chapter 81, Laws of 1917,	600 00
Claim of medical and inspect- ing officers for pay and ex- penses examining recruits for the National Guard during the fiscal year 1921,	170 10

Claim of McCue & Beecroft, for use of horses for Sec- ond Troop, Cavalry, during the month of June, 1916, ..	261 00	
		3,505 09
		\$325,691 51

G 3. NAVAL MILITIA RESERVE.

First Battalion.

Naval Re- serve.	Allowance for miscellaneous expenses in lieu of company allowance,	\$1,000 00
	Allowance for battalion headquarters, ..	300 00

Second Battalion.

Allowance for miscellaneous expenses in lieu of company allowance,	1,000 00
Allowance for battalion headquarters, ...	300 00
For pay, expenses, et cetera, of officers and enlisted men on annual cruise and practice cruises,	2,000 00
	\$4,600 00

G 4. QUARTERMASTER-GENERAL'S DEPARTMENT.

Quartermas- ter-General.	Salaries:	
	Quartermaster-General, ..	\$5,000 00
	Chief clerk,	2,500 00
	Chief of Quartermaster's corps,	4,000 00
	Compensation of assistants, 12,180 00	
	Compensation of Arsenal employees,	6,480 00
		\$30,160 00
	Blanks, stationery and printing,	500 00
	Postage and incidentals,	800 00
		\$31,460 00

G 5. SEA GIRL COTTAGE.

For maintenance of cottage at Sea Girl and entertainment therein,	\$6,000 00	Governor's cottage.
For furniture and repairs, ..	4,500 00	
	<u>\$10,500 00</u>	

H. PENSION AND RETIREMENT FUNDS.

H 1. ANNUITY FOR WIDOWS OF GOVERNORS.

For annuities for the widows of Govern- ors of New Jersey, at the rate of \$2,- 500.00 per annum each,	\$5,000 00	Pensions for Governors' widows.
	<u>\$5,000 00</u>	

H. 2. JUDICIAL RETIREMENT FUND.

For the purpose of carrying out the pro- visions of chapter 313, Laws of 1908; chapter 185, Laws of 1911; chapter 256, Laws of 1918, and chapter 107, Laws of 1920,	\$12,000 00	Pension for judges.
	<u>\$12,000 00</u>	

H. 3. PENSIONS.

For amount required to pay pensions pursuant to various acts relative there- to, irrespective of any provisions therein that pensions shall be made in the appropriation or tax levy for the department of the public service from which the pensioner shall be so re- tired,	\$25,000 00	Sundry pen- sions.
	<u>\$25,000 00</u>	

H 4. STATE EMPLOYEES' RETIREMENT SYSTEM.

To the Treasurer of the State of New Jersey, Custodian, for expenses in carrying into effect the provisions of chapter 109, Laws of 1921,	\$10,000 00	State em- ployees' pen- sion fund.
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To the Treasurer of the State of New Jersey, Custodian, for Contingent Reserve Fund created by section six, chapter 109, Laws of 1921,	15,000 00
	<hr/>
	\$25,000 00
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J. CONSTRUCTIVE.

J I. COMMISSION ON ELIMINATION OF TOLL BRIDGES.

Free bridges.	Expenses of the commission appointed pursuant to chapter 297, Laws of 1912,	\$1,000 00
	Maintenance of free bridges now or to become State property, including improvements,	60,000 00

There is hereby appropriated the undischarged balance on the thirtieth day of June, one thousand nine hundred and twenty-two, of the appropriations heretofore made for the purchase of toll bridges.

All moneys received from any source whatsoever, whether from the operation of bridges or from the State of Pennsylvania, as reimbursed for its proportion of maintenance of said bridges, is hereby appropriated to the said commission to be used by them for maintenance of bridges and the payment to the State of Pennsylvania of their proportion of the earnings of said bridges.

Amount appropriated for maintenance, including improvements of free bridges to be deducted from the receipts of the Motor Vehicle Department, provided such deduction is authorized by legislative enactment.

\$61,000 00

J 2. COMMISSIONERS TO "THE PORT AUTHORITY" ESTABLISHED BY THE AGREEMENT OR COMPACT BETWEEN THE STATES OF NEW YORK AND NEW JERSEY WITHIN THE "PORT OF NEW YORK DISTRICT."

Expenses of the New Jersey Commissioners to "The Port Authority" established by the agreement or compact between the States of New York and New Jersey within the "Port of New York District," pursuant to chapter 9, Laws of 1922,	Port develop- ment.	<u><u>\$100,000 00</u></u>
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J 3. STATE HIGHWAY COMMISSION.

To Essex county for reimbursement, pursuant to chapter 223, Laws of 1916, ..	Roads.	<u><u>\$25,000 00</u></u>
And the receipts, as and when received, of the Motor Vehicle Fund, less the amounts appropriated for maintenance of Department of Motor Vehicle Regulation and Registration and the State road tax and from Federal aid, and other contributions, sales of condemned property, penalties and damages for the violation of any law for the protection of roads pursuant to chapter 15, P. L. 1917, and the amount accruing thereto pursuant to chapter 230, P. L. 1917.		
		<u><u>\$25,000 00</u></u>

K. GENERAL.

K I. BURIAL GROUNDS.

For the care and maintenance of burial grounds, purchased by the State pursuant to chapter 171, Laws of 1898,...	Shipwrecked bodies.	<u><u>\$75 00</u></u>
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K 2. COMMISSIONERS OF PALISADES INTERSTATE PARK.

Palisades
Park.

Expenses of commissioners in the operation of the Palisades Interstate Park, .	\$64,000 00
For the purpose of carrying into effect the provisions of chapter 59, Laws of 1917, Henry Hudson Drive,	100,000 00
Additions and Improvements:	
Two comfort stations at Englewood, with Imhoff tanks,	\$4,165 00
Six small tanks south of Alpine,	1,665 00
Installing electric lights, Hazard's bath house, . . .	1,665 00
Replacing fill on Alpine, Huyler's, Lambier's and Powder docks,	8,345 00
Extension 2-inch water line—Englewood to Undercliff,	2,500 00
Pipe line for water supply—Alpine and north, . . .	5,000 00
Construction of toilets north of Alpine,	1,665 00
Laying out Ross dock for camping—toilets, water, etc.,	4,165 00
Erection of hangar shelters,	830 00
	<hr/>
	30,00 00
	<hr/>
	\$194,000 00
	<hr/> <hr/>

K 3. MONMOUTH BATTLE MONUMENT.

Freehold
monument.

For the commission having in charge the Monmouth Battle Monument and grounds, pursuant to chapter 97, Laws of 1916, for maintenance,	\$800 00
	<hr/> <hr/>

K 4. COMMISSION TO MARK HISTORICAL SITES OF
CAMDEN COUNTY.

There is hereby appropriated the undisbursed balance on the 30th day of June, 1922, of the appropriation made under item K 18, of chapter 353, Laws of 1920, to the commission to mark the historical sites of Camden county, from Colonial to the Revolutionary war period, pursuant to chapter 152, Laws of 1920.

Camden historical sites.

K 5. OLD BARRACKS ASSOCIATION.

For the Old Barracks Association of Trenton, New Jersey, for maintenance and administration of the Old Barracks, at Trenton, as a historical landmark and repository,

Old Barracks.

\$2,500 00

K 6. RED BANK BATTLE MONUMENT.

To the board of chosen freeholders of the county of Gloucester, for the purpose of aiding in the care and supervision of the Red Bank Battle Monument in said county, and in the maintenance of the ground upon which the same is located with which they are charged by the provisions of chapter 79, Laws of 1905, Construction of retaining wall,

Red Bank Monument.

\$500 00

1,000 00

\$1,500 00

K 7. REFUND OF RAILROAD TAX.

The Comptroller of the Treasury is hereby authorized and empowered to adjust and repay any overpayment of tax assessed and penalty thereon for any year, pursuant to chapter one hundred and eighty-eight, Laws of one thousand eight

Refund of tax paid by railroads.

hundred and eighty-eight, and the acts amendatory thereof and supplementary thereto, made by any railroad and canal company, and the State Treasurer is directed to pay warrants therefor issued by the Comptroller, said payments shall be deducted from the amount originally paid into and remaining undistributed in the treasury of the State, and the amount of money necessary for such purpose as ascertained is hereby appropriated.

K 8. REFUNDING TAXES ON MISCELLANEOUS CORPORATIONS.

Refund of miscellaneous taxes.

The Comptroller of the Treasury is hereby authorized and empowered to adjust and repay any overpayment of miscellaneous corporation taxes assessed and penalty thereon, for any year, and the State Treasurer is directed to pay warrants issued therefor by the Comptroller.

K 9. REHABILITATION COMMISSION.

Rehabilitation.

For the purpose of carrying into effect the provisions of chapter 74, Laws of 1919, . . .	\$60,000 00
Vocational training,	10,000 00
	<hr/>
	\$70,000 00
	<hr/> <hr/>

K 10. STATE LIBRARY.

State Library.

Salaries:	
Librarian,	\$3,000 00
Law librarian,	2,100 00
Librarian, war records, chapter 22, P. L. 1919,	2,000 00
Reference librarian,	1,800 00
Clerical services,	2,460 00
Director (war records),	2,880 00
	<hr/>
	\$14,240 00

Traveling Expenses:

Expenses of librarian to national convention,	100 00
Blanks, stationery and printing,	250 00
Postage and incidentals,	500 00

Miscellaneous:

Repair, preservation and purchase of useful books, periodicals, newspapers and other publications, .	\$4,000 00
Legislative reference department,	400 00
Additional steel shelving in law library,	500 00
	<u>4,900 00</u>
	<u>\$19,990 00</u>

K II. TRENTON BATTLE MONUMENT.

For the State House Commission for the purpose of keeping the Trenton Battle Monument and grounds in good condition and repair,	\$1,000 00	Trenton monument.
All receipts of the monument are hereby appropriated for the use of the commission in addition to the above sum.	<u><u> </u></u>	

K 12. WASHINGTON ASSOCIATION OF NEW JERSEY.

For the trustees of the Washington Association of New Jersey, pursuant to chapter 309, Laws of 1874,	\$2,500 00	Morristown headquarters.
	<u><u> </u></u>	

K 13. WASHINGTON ROCK PARK ASSOCIATION.

For insurance, improvement and maintenance of Washington Rock Park, including incidentals,	\$1,500 00	Washington Rock.
	<u><u> </u></u>	

CHAPTER 250, LAWS OF 1922.

K 14. COMMISSION ON PREPARATION AND PRESENTATION OF SERVICE MEDALS.

Service medals

For the commission appointed to purchase and present medals, as provided by Joint Resolution number eight, Laws of 1919, approved April seventeenth, one thousand nine hundred and nineteen, . . . \$720 00

K 15. PUBLIC RECORD OFFICE.

Records office.

Salary of director, clerical services, traveling and other necessary and incidental expenses, pursuant to chapter 46, Laws of 1920; . . . \$7,500 00

K 16. NEW JERSEY ARCHIVES.

Archives.

For expenses incurred in printing the New Jersey Archives, for the year 1775, . . . \$3,000 00

K 17. COMMISSION TO CODIFY LAWS FOR RELIEF OF POOR.

Codify poor laws.

For the purpose of carrying out the provisions of Senate Joint Resolution No. 4, Session of 1922, provided said joint resolution becomes a law, . . . \$2,000 00

K 18. UNCLAIMED WAGES.

Unclaimed wages.

The Comptroller is hereby authorized to pay from this fund any claim for unclaimed wages properly approved.

L. STATE EMERGENCY FUND.

L I. STATE EMERGENCY FUND.

For the Governor, the State Treasurer, and the State Comptroller, ex-officio, constituting the State House Commission, to meet any condition of emergency until legislation appropriate therefor shall be enacted, the sum of \$200,000 00

Emergency fund.

Provided, however, that all disbursements therefrom shall be made only upon the written authority of each and all of the officials recited herein.

Proviso.

X. INSTITUTIONS AND AGENCIES.

X I DEPARTMENT OF INSTITUTIONS AND AGENCIES.

Salaries:

Institutions and Agencies.

Commissioner,	\$10,000 00	
Director of Labor and Agriculture,	6,000 00	
Director of Parole and Domestic Relations,	3,600 00	
Other officers and employees,	38,640 00	
	<hr/>	\$58,240 00
Traveling expenses,		7,700 00
Blanks, stationery and printing,		4,000 00
Postage and incidentals,		1,700 00
Miscellaneous:		
Vehicular transportation supplies,	\$3,500 00	
Deporting aliens and non-residents,	1,500 00	
Furniture and fixtures, ..	500 00	
Office supplies and equipment,	1,800 00	
	<hr/>	7,300 00

Central Parole Bureau.

Parole Bureau.	Salaries :		
	Parole officers,	\$25,620 00	
	Other employees,	13,840 00	
		<hr/>	39,460 00
	Traveling expenses,		8,500 00
	Blanks, stationery and printing,		850 00
	Postage and incidentals,		350 00
	Office furniture and equipment,		250 00

Industrial Supervision.

Industrial supervision.	Salaries :		
	Farm supervisor,	\$3,300 00	
	Assistant farm supervisor,	1,440 00	
	Supervisor institutional industries,	3,000 00	
	Clerical services and other employees,	4,800 00	
		<hr/>	12,540 00
	Traveling expenses,		200 00
	Materials, supplies and miscellaneous expenses,		500 00

Division of Architecture and Construction.

Architects.	Salaries and expenses of the Division of Architecture and Construction,	20,950 00
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State Use Funds.

Working capital fund. For the State Use Revolving Funds there is hereby appropriated the unexpended balance of the fund now known as the "State Use Working Capital Fund," and in accordance with the provisions of section 709, chapter 147, of the Laws of 1918, such portion of the receipts, when received, derived from State use production as will reimburse the State Use Revolving Fund to the amount of the previous appropriation of \$125,000.00.

The following sums are appropriated from the State Use Revolving Fund, for further plant and equipment for State use industries from the surplus in the Revolving Fund in excess of the amount of \$125,000.00.

Print shop,	\$11,300 00
Book bindery,	4,050 00
Tailor shop,	1,800 00
Machine shop,	5,650 00
Automobile tag shop,	1,000 00
Shoe repairing department, .	1,200 00
	<hr/>
	\$25,000 00
	<hr/> <hr/>

There is hereby appropriated the undisbursed balance on the 30th day of June, 1922, of the appropriation made under Item X-1, chapter 353, Laws of 1920, for furniture and woodworking industry.

There is hereby appropriated the undisbursed balance on the 30th day of June, 1922, of the appropriation made under Item X-1, chapter 137, Laws of 1921, for concrete post and cement working industry.

\$162,540 00

X 2. COLONIES FOR FEEBLE-MINDED MALES.

For salaries and wages, and for maintenance of the Colonies of Feeble-Minded Males, on the basis of one hundred and eighty inmates:

Colony for Feeble-minded.

Salaries and Wages:

Superintendent,	\$3,000 00
Assistant superintendent, .	1,800 00
Other officers and employees,	22,040 00
	<hr/>

\$26,840 00

Materials and Supplies:

Food,	\$12,000 00
Clothing,	5,400 00
Fuel, light and power (for this purpose only), ...	5,000 00
Household supplies,	3,900 00
Farm, stable and grounds,	7,500 00
Industrial shops,	1,000 00
Medical and surgical,	750 00
Printing and office supplies,	500 00
School supplies,	500 00
Sundry supplies,	200 00
Vehicular transportation supplies,	1,950 00

38,700 00
2,000 00

Current repairs,

Miscellaneous:

Traveling expenses,	\$700 00
Telephone and telegraph, .	250 00
Medical and surgical fees,	700 00
Postage,	200 00
Insurance (for this purpose only),	1,250 00
Amusements,	500 00
Inventory and appraisal, ..	225 00

3,825 00

Additions and Improvements:

Fencing,	\$670 00
Leaders and gutters,	1,100 00
Water lines to farm houses,	630 00
Cement walks,	720 00
Telephone system,	900 00
Seats—assembly room, ...	675 00
Auto truck,	2,800 00
Additional dining room equipment,	800 00
Screening windows and porches,	200 00

8,495 00

New Buildings:	
Equipment for employees' building,	\$2,800 00
Two new dormitories and additional farm land, ..	90,000 00
	<u>92,800 00</u>
Appropriation, including estimated receipts,	\$172,660 00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to,	<u>7,500 00</u>
Net amount appropriated,	<u><u>\$165,160 00</u></u>

X 3. COMMISSION FOR THE BLIND.

Salaries:		Blind.
Superintendent and secretary,	\$1,980 00	
Teachers of occupational subjects and other employees,	19,649 60	
	<u>\$21,629 60</u>	
Traveling expenses,	7,000 00	
Blanks, stationery, printing and office supplies,	800 00	
Postage and Incidentals:		
Postage,	\$400 00	
Incidentals,	115 00	
	<u>515 00</u>	
Miscellaneous:		
Clothing, maintenance, support and instruction of blind persons,	\$25,000 00	
Extension of home industries,	2,000 00	
Preventive work,	500 00	
Publicity, demonstrations and sales,	500 00	

Rent,	1,800 00	
Fuel and light,	50 00	
Insurance, telephone and telegraph,	300 00	
Higher education of the blind,	1,500 00	
Alterations and equipment,	500 00	
Outdoor relief—Revolving Fund,	10,000 00	
Entertainment,	75 00	
Office equipment,	1,000 00	
Household supplies,	50 00	
Expressage,	1,000 00	
		44,275 00

The balance to the credit of the Revolving Industrial Fund on the thirtieth day of June, 1922, is hereby appropriated as a Revolving Industrial Fund, said sum not to exceed \$1,000.00.

\$74,219 60

X 4. COUNTY LUNATIC ASYLUMS.

County asy-
lums.

For the support of patients in county lunatic asylums:

Atlantic county,	\$19,000 00	
Burlington county,	27,000 00	
Camden county,	32,000 00	
Cumberland county,	19,000 00	
Essex county,	270,000 00	
Gloucester county,	1,500 00	
Hudson county,	130,000 00	
Passaic county,	2,500 00	
Salem county,	550 00	
		<u>\$501,550 00</u>

X 5. COUNTY TUBERCULOSIS HOSPITALS.

Tuberculosis
hospitals.

For the support of patients pursuant to chapter 217, Laws of 1912, in the following county hospitals:

Atlantic,	\$8,500 00	
Bergen,	30,000 00	
Burlington,	8,500 00	
Camden,	20,000 00	
Cumberland,	5,500 00	
Essex,	120,000 00	
Gloucester,	1,500 00	
Hudson,	52,000 00	
Mercer,	16,000 00	
Middlesex,	20,500 00	
Monmouth,	10,000 00	
Morris,	13,000 00	
Union,	55,000 00	
	<u> </u>	\$360,500 00

Said amounts to include payment of bills prior to current fiscal year.

X 6. FEEBLE MINDED.

Clothing, maintenance, support and instruction of feeble-minded,	\$150,000 00	Feeble-minded.
	<u> </u>	

X 7. HOME FOR DISABLED SOLDIERS, KEARNY.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Kearny, on the basis of three hundred and eighty inmates. Kearny Soldiers' Home.

Salaries and Wages:

Superintendent,	\$2,500 00	
Surgeon,	2,000 00	
Salary of chaplain (for this purpose only),	1,000 00	
Other officers and employees,	51,704 00	
	<u> </u>	\$57,204 00

Materials and Supplies:

Food,	\$58,340 00
Clothing,	7,500 00
Fuel, light and power (for this purpose only),	22,200 00

CHAPTER 250, LAWS OF 1922.

Household supplies,	6,400 00	
Farm, stable and grounds,	2,000 00	
Printing, office supplies and equipment,	500 00	
Sundry supplies,	100 00	
Medical and surgical,	1,500 00	
Vehicular transportation supplies,	1,500 00	
Additional household sup- plies and equipment, . . .	3,500 00	
	<hr/>	103,540 00
Current repairs,		5,000 00
Miscellaneous:		
Traveling expenses,	\$200 00	
Postage,	150 00	
Telephone and telegraph, .	400 00	
Funeral expenses,	900 00	
Out-patients' allowance, ..	540 00	
Entertainments,	500 00	
Freight and express,	400 00	
City water,	710 00	
Insurance (for this pur- pose only),	1,800 00	
Bond of superintendent, ..	30 00	
	<hr/>	5,630 00
Additions and Improvements:		
Heating system,	\$15,000 00	
Bakery,	2,500 00	
The sum appropriated under Item X 7, chapter 137, Laws of 1921, for painting all buildings on outside, \$6,000.00 is hereby reappropriated for the purpose of painting buildings.		
	<hr/>	17,500 00
Appropriation, including estimated re- ceipts,		\$188,874 00
The receipts of the institution are hereby appropriated for maintenance expendi- tures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,		
		30,850 00
		<hr/>
Net amount appropriated,		\$158,024 00
		<hr/> <hr/>

X 8. HOME FOR DISABLED SOLDIERS, ET CETERA,
VINELAND.

For salaries and wages, and for maintenance of the Home for Disabled Soldiers, Sailors, et cetera, Vineland, on the basis of three hundred and five inmates.

Vineland Soldiers' Home.

Salaries and Wages:

Superintendent,	\$5,000 00
Other officers and employees,	47,594 00

\$52,594 00

Materials and Supplies:

Food,	\$55,000 00
Clothing,	6,000 00
Fuel, light and power (for this purpose only),	17,500 00
Household supplies,	5,000 00
Farm, stable and grounds, ..	750 00
Medical and surgical,	900 00
Printing and office supplies, ..	572 00
Sundry supplies,	500 00
Vehicular transportation supplies,	1,000 00

87,222 00

Current repairs,

7,000 00

Miscellaneous:

Traveling expenses,	\$400 00
Postage,	100 00
Telephone and Telegraph, ..	400 00
Religious services,	250 00
Amusements,	500 00
Insurance (for this purpose only),	800 00
Freight and express,	400 00
Inventory and appraisal, ..	250 00

3,100 00

Additions and Improvements:

Dry tumbler for laundry, ..	\$1,500 00
Triplex lawn mower,	500 00
Gas bake oven,	205 00

Rockers for hospital and porches,	200 00	
Dining-room tables,	300 00	
Exchange of automobile, ..	2,000 00	
Addition to laundry for sorting and mending room,	2,900 00	
Fireproofing present iron stairs, north wing,	4,000 00	
Completing fire wall, north wing,	3,000 00	
Alterations to main building to provide housing and baths for nurses, ..	2,000 00	
Furniture for nurses' quarters,	500 00	
	<u>17,105 00</u>	
Appropriation, including estimated receipts,		\$167,021 00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to		9,700 00
		<u>\$157,321 00</u>

X 9. REFORMATORY.

Rahway Reformatory

For salaries and wages, and for maintenance of the Reformatory, on the basis of six hundred and fifty inmates.

Salaries and Wages:

Superintendent,	\$5,000 00	
Superintendent, for additional allowance for salary, in lieu of the State providing a house of residence as contemplated by statute,	660 00	
Other officers and employees,	108,000 00	
	<u>\$113,660 00</u>	

Materials and Supplies:

Food,	\$50,000 00
Clothing,	22,500 00
Fuel, light, power and water (for this purpose only),	35,000 00
Household supplies,	8,000 00
Farm, stable and grounds,	12,000 00
Industrial shops and voca- tional, supplies,	2,000 00
School, supplies,	1,500 00
Medical and surgical,	3,000 00
Printing and office supplies,	1,500 00
Sundries,	750 00
Vehicular transportation supplies,	2,500 00
Tobacco,	3,000 00

141,750 00

Current repairs,

11,000 00

Miscellaneous:

Traveling expenses,	\$500 00
Postage,	500 00
Telephone and telegraph,.	500 00
Medical and surgical fees,.	1,500 00
Incidentals,	100 00
Freight and express,	750 00
Entertainment,	750 00
Funeral expenses,	60 00
Annual inventory,	200 00
Rent of farm land,	400 00
Payments to discharged in- mates and recapturing escapes,	3,000 00
Insurance (for this purpose only),	7,500 00

15,760 00

Additions and Improvements:

Repairs to locking system,	\$3,500 00
Canning equipment,	1,000 00
Furniture for officers' din- ing room,	250 00

Kitchen equipment,	3,000 00	
Fire equipment,	1,400 00	
Addition to storage building,	6,000 00	
Power cable from power house to building,	400 00	
Extraordinary household supplies,	3,000 00	
Blankets,	3,000 00	
Repairs to pipe organ and new band instruments,	1,000 00	
To pay unpaid freight bills authorized by chapter 123, Laws of 1921,	8,927 06	
		<u>31,477 06</u>
Appropriation, including estimated receipts,		\$313,647 06
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to		1,000 00
		<u>\$312,647 06</u>

X IO. REFORMATORY FOR WOMEN.

Women's Reformatory.

For salaries and wages, and for maintenance of the Reformatory for Women, on the basis of one hundred and fifty inmates.

Salaries and Wages:

Superintendent,	\$3,000 00	
Assistant superintendent,	1,800 00	
Other officers and employees,	23,760 00	
		<u>\$28,560 00</u>

Materials and Supplies:

Food,	\$7,000 00
Clothing,	5,000 00

Fuel, light and power (for this purpose only),	11,000 00	
Household supplies,	6,000 00	
Farm, stable and grounds,	7,000 00	
Medical and surgical,	1,500 00	
Printing, office supplies and equipment,	740 00	
School supplies,	350 00	
Vehicular transportation supplies,	2,000 00	
Sundry supplies,	300 00	
	<hr/>	40,890 00
Current repairs,		3,000 00
Miscellaneous:		
Traveling expenses,	\$900 00	
Postage,	300 00	
Telephone and telegraph,	500 00	
Insurance (for this purpose only),	1,500 00	
Freight and express,	350 00	
Religious services,	500 00	
Inventory and appraisal,	250 00	
Entertainment,	150 00	
Return of runaways,	150 00	
Funeral expenses,	100 00	
Annual reports,	125 00	
Medical and surgical fees,	1,500 00	
	<hr/>	6,325 00
Additions and Improvements:		
Roads, gutters and grading,	\$3,000 00	
Repairs to Paddock Cottage, including painting,	7,000 00	
Repairs to farm cottage,	850 00	
Painting exterior of six cottages and chapel,	3,000 00	
Repairs to Homestead, disciplinary and barn buildings, including new roofs,	3,800 00	
Hospital equipment,	2,900 00	

Hospital floor, terraza floor in treatment room,	200 00	
Fire hose, hand carriage and small building to house same,	1,800 00	
Two automobiles,	2,000 00	
Fielder Cottage, changing old cottage into admin- istration building,	4,600 00	
Cow barn, relining, et cetera,	750 00	
Cement, sand and stone for general improvements, . .	500 00	
Live stock,	1,500 00	
	<hr/>	31,900 00
Appropriation, including estimated re- ceipts,		\$110,675 00
The receipts of the institution are hereby appropriated for maintenance expen- ditures pursuant to chapter 153, Laws of 1918, estimated as amounting to, . .		2,000 00
		<hr/>
Net amount appropriated,		<u><u>\$108,675 00</u></u>

X II. SANATORIUM FOR TUBERCULOUS DISEASES.

Sanatorium at
Glen Gardner.

For salaries and wages, and for main-
tenance of the Sanatorium for Tubercu-
lous Diseases, on the basis of two
hundred and seventy inmates.

Salaries and Wages:

Superintendent,	\$5,000 00	
Physicians, clerks, nurses, farm help, waiters, in- structors and others, in- cluding school teachers, .	93,666 00	
	<hr/>	\$98,666 00

Materials and Supplies:

Food,	\$59,000 00	
Fuel, light and power (for this purpose only),	30,000 00	
Household supplies,	8,000 00	
Farm, stable and grounds,	15,000 00	
School supplies,	250 00	
Medical and surgical,	6,000 00	
Printing, office supplies and equipment,	2,050 00	
Vehicular transportation supplies,	3,000 00	
	<hr/>	123,300 00

Current repairs, 9,000 00

Miscellaneous:

Traveling expenses,	\$1,100 00	
Postage,	400 00	
Telephone and telegraph, ..	800 00	
Insurance (for this purpose only),	2,609 29	
Freight and express,	1,000 00	
Entertainments,	500 00	
Religious services,	400 00	
Annual inventory,	200 00	
Medical and surgical fees, .	350 00	
Board of employees,	1,500 00	
Funeral expenses of indi- gent patients,	150 00	
Sundry supplies,	200 00	
Children's special fund, ..	200 00	
Deficiency on insurance of 1921,	30 43	
Maintenance of traveling clinic,	10,000 00	
Automobile accident claim,	600 00	
	<hr/>	20,039 72

Additions and Improvements:

Walks, grounds and shrub- bery,	\$1,500 00
Repairs to Groendyke house,	600 00
Repairs to farmhouse,	600 00

New shower baths for patients,	750 00	
Repairs to side hill shacks,	600 00	
X-Ray equipment,	5,000 00	
Ventilation of kitchen,	1,000 00	
Shaking grate at power house,	1,500 00	
		<u>11,550 00</u>
New Buildings:		
Furnishing new employees' building,	\$10,000 00	
Addition to infirmary,	31,000 00	
New nurses' home,	31,000 00	
Furnishings for infirmary addition,	5,000 00	
		<u>77,000 00</u>
Appropriation, including estimated receipts,		\$339,555 72
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,		60,000 00
		<u>60,000 00</u>
Net amount appropriated,		<u><u>\$279,555 72</u></u>

X 12. STATE BOARD OF CHILDREN'S GUARDIANS.

Children's
Guardians.

Salaries:		
General agent,	\$3,900 00	
Compensation for other assistants,	71,580 00	
		<u>\$75,480 00</u>
Traveling expenses,		18,000 00
Blanks, stationery and printing,		3,500 00
Postage and Incidentals:		
Postage,	\$3,000 00	
Incidentals,	1,200 00	
		<u>4,200 00</u>

Miscellaneous:

Rent,	\$6,712 00	
Office equipment,	2,000 00	
	<u> </u>	8,712 00
		<u> </u>
		<u>\$109,892 00</u>

X 13. STATE HOME FOR BOYS.

For salaries and wages, and for maintenance of the State Home for Boys, on the basis of six hundred inmates.

Boys' Home.

Salaries and Wages:

Superintendent,	\$5,000 00	
Religious instructors (three),	2,240 00	
Physical instructor,	1,500 00	
Vocational supervisor,	2,400 00	
Resident physician,	2,500 00	
Supervisor of buildings and grounds,	1,800 00	
Other officers and em- ployees,	109,880 00	
	<u> </u>	\$125,320 00

Materials and Supplies:

Food,	\$43,500 00	
Clothing,	23,500 00	
Fuel, light and power (for this purpose only),	34,000 00	
Household supplies,	13,400 00	
Farm, stable and grounds,	18,000 00	
Industrial shops,	2,500 00	
School,	2,800 00	
Medical and surgical,	2,800 00	
Printing and office supplies,	1,500 00	
Vehicular transportation supplies,	2,900 00	
	<u> </u>	144,900 00
Current repairs,		15,000 00

Miscellaneous:

Traveling expenses,	\$1,700 00	
Postage,	300 00	
Telephone and telegraph,	800 00	
Entertainment,	600 00	
Insurance (for this purpose only),	300 00	
Returning runaways,	500 00	
Freight and express,	500 00	
Assisting boys outside of institution, the equivalent of inmates' fund transferred to State treasury,	1,000 00	
Carfare for parole and returned boys,	1,000 00	
Medical and surgical fees,	1,500 00	
Funeral expenses,	250 00	
Incidentals,	250 00	
		8,700 00

Additions and Improvements:

Extraordinary household equipment for fifteen rooms,	\$1,500 00	
One delivery and passenger car and one car for carrying passengers and mail,	1,500 00	
Remodeling Cottage No. 1,	8,000 00	
Long straw thresher,	1,000 00	
Water supply,	10,000 00	
		22,000 00

New Buildings:

Segregation Cottage,	65,000 00	
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Appropriation, including estimated receipts,	\$380,920 00
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The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to	9,100 00
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Net amount appropriated,	<u>\$371,820 00</u>
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X 14. STATE HOME FOR GIRLS.

For salaries and wages, and
for maintenance of the
State Home for Girls on
the basis of three hundred
inmates.

Girls' Home.

Salaries and Wages:

Superintendent,	\$3,000 00
Physician,	2,240 00
Teachers, nurses, clerks and others,	53,195 00

 \$58,435 00

Materials and Supplies:

Food,	\$30,000 00
Clothing,	13,500 00
Fuel, light and power (for this purpose only), ...	20,000 00
Household supplies,	7,000 00
Farm, stable and grounds,	5,500 00
Schooling and supplies, ..	2,000 00
Medical and surgical,	2,000 00
Printing, office supplies and equipment,	1,000 00
Sundry supplies,	300 00
Vehicular transportation supplies,	1,500 00

 82,800 00

Current repairs, 9,000 00

Miscellaneous:

Traveling expenses,	\$1,000 00
Postage,	400 00
Telephone and telegraph, .	800 00
Insurance (for this pur- pose only),	2,200 00
Inventory,	200 00
Water tax,	500 00
Freight and express,	500 00
Traveling expenses for pa- role inmates,	500 00
Entertainment,	800 00

CHAPTER 250, LAWS OF 1922.

Payments to discharged inmates,	200 00	
Medical and surgical fees,	1,000 00	
Dentistry,	1,300 00	
		9,400 00
Additions and Improvements:		
Extraordinary household supplies,	\$800 00	
Machinery for new laundry,	3,150 00	
Grounds and roads,	700 00	
		4,650 00
New Buildings:		
Furnishing new cottage, .	\$5,000 00	
Building and equipment for ice and refrigerating plant,	12,000 00	
		17,000 00

There is hereby appropriated the undisbursed balance on the 30th day of June, 1922, of the appropriation made under Item X-14, chapter 353, Laws of 1920, for addition to Infirmary and one unit-hydro-thero treatment.

There is hereby appropriated the undisbursed balance on the 30th day of June, 1922, of the appropriation made under Item X-14, of chapter 137, Laws of 1921, for remodeling main building for Industrial building, staff and employees.

\$181,285 00

X 15. STATE HOSPITAL, MORRIS PLAINS.

Morris Plains
Asylum.

For salaries and wages, and for maintenance of the State Hospital, Morris Plains, on the basis of two thousand eight hundred and fifty inmates.

Salaries and Wages:

Medical director,	\$6,000 00	
Warden and treasurer, . . .	5,000 00	
Other officers and em- ployees,	424,232 00	
		<u>\$435,232 00</u>

Materials and Supplies:

Food,	\$262,000 00
Clothing,	55,000 00
Fuel, light and power (for this purpose only), . . .	130,000 00
Household supplies,	50,000 00
Farm, stable and grounds,	30,000 00
Tobacco,	6,000 00
Industrial shops,	5,000 00

The balance in the Revolving Fund on June 30th, 1922, for the purchase of materials for manufacture of articles to be sold in excess of the amount appropriated, is hereby reappropriated for the Amusement Fund.

Medical and surgical, . . .	12,000 00
Printing, office supplies and equipment,	2,000 00
Vehicular transportation supplies,	7,000 00

559,000 00

Current repairs,

35,000 00

Miscellaneous:

Traveling expenses,	\$1,200 00
Postage,	1,200 00
Telephone and telegraph,	2,500 00
Insurance (for this pur- pose only),	11,000 00
Freight and express,	3,500 00
Religious services,	900 00
Funeral expenses,	4,000 00
Annual inventory,	200 00
Advertising, books, et cetera,	800 00

25,300 00

Additions and Improvements:

Extraordinary household supplies,	\$8,800 00
Showers baths and piping,	10,000 00
Additions to storehouse, ..	10,000 00
Motor lawn mower,	1,600 00
New roof for blacksmith shop,	1,800 00
Painting materials,	10,000 00
Equipment for water purification plant,	500 00
Two washing machines, ..	7,500 00
Purchase of cows,	6,250 00
Two new horses,	500 00

 56,950 00

New Buildings:

Furnishing and equipment for psychiatric clinic reception building,	\$35,836 00
Furnishings for superintendent's house,	3,000 00
Furnishing for clinical director's house,	2,000 00
Furnishings for one double cottage for married physicians,	3,500 00
Furnishings for staff house for ten physicians,	4,000 00
Furnishings for two cottages for nurses,	7,760 00
Grading around psychiatric clinic reception building,	3,000 00
Congregate dining hall and kitchen,	216,000 00
Equipment, congregate dining hall and kitchen, . . .	30,000 00
Converting dining room in old buildings to wards,	50,000 00

 355,096 00

Appropriation, including estimated receipts,	\$1,466,578 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to	<u>403,500 00</u>
Net amount appropriated,	<u><u>\$1,063,078 00</u></u>

X 16. STATE HOSPITAL, TRENTON.

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of two thousand one hundred and fifty inmates.

Trenton Asylum.

Salaries and Wages:

Medical director,	\$6,000 00	
Warden,	5,000 00	
Other officers and employees,	<u>324,500 00</u>	
		\$335,500 00

Materials and Supplies:

Food,	\$191,500 00	
Clothing,	32,600 00	
Fuel, light and power (for this purpose only),	84,100 00	
Household supplies,	48,400 00	
Farm, stable and grounds,	44,800 00	
Medical and surgical,	25,000 00	
Printing and office supplies,	3,000 00	
Vehicular transportation supplies,	<u>4,000 00</u>	
		433,400 00
Current repairs,		25,000 00

Miscellaneous:

Traveling expenses,	\$1,000 00
Telephone and telegraph, .	2,000 00
Postage,	600 00
Amusements,	1,500 00
Funeral expenses,	1,000 00

Newspapers and magazines,	300 00	
Returning runaway,	300 00	
Insurance (for this purpose only),	5,000 00	
Religious services,	300 00	
Freight and express,	1,000 00	
Tobacco,	3,500 00	
Inventory,	200 00	
Incidentals,	2,000 00	
Psychiatric clinic, for vari- ous institutions, with headquarters at State Hospital, Trenton,	20,000 00	
	<hr/>	38,700 00
Additions and Improvements:		
Repairing wards,	\$29,000 00	
Repairs to coal trestle, . . .	1,150 00	
Painting main building, . .	1,400 00	
Alterations to steam main,	2,700 00	
New electric fixtures in an- nex,	1,400 00	
Repairs to fire alarm sys- tem,	350 00	
Repairing roofs,	1,500 00	
Repairing criminal build- ing,	1,200 00	
Repointing stone work, . .	1,300 00	
New poultry house and fence,	3,000 00	
Unclimable chain link fence,	4,000 00	
	<hr/>	47,000 00
New Buildings:		
Equipment for new dining- hall,	\$50,000 00	
Alterations and repairs to houses, sewage disposal, et cetera,	11,500 00	
	<hr/>	61,500 00
		<hr/>

Appropriation, including estimated receipts,	\$941,100 00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to	330,000 00
	<hr/>
Net amount appropriated,	<u>\$611,100 00</u>

X 17. STATE INSTITUTION FOR FEEBLE-MINDED.

For salaries and wages, and for maintenance of the State Institution for Feeble-Minded, on the basis of one thousand twenty-three inmates.

Feeble-minded
at Vineland.

Salaries and Wages:

Superintendent,	\$5,000 00	
Physicians, clerks, mechanics and others,	106,900 00	
	<hr/>	\$111,900 00

Materials and Supplies:

Food,	\$78,000 00	
Clothing,	20,000 00	
Fuel, light and power (for this purpose only),	56,000 00	
Household supplies,	13,000 00	
Farm, stable and grounds,	16,450 00	
Industrial shops,	1,000 00	
School and equipment, ..	1,800 00	
Medical and surgical,	5,000 00	
Printing, office supplies and equipment,	1,300 00	
Sundries,	150 00	
Vehicular transportation supplies,	2,200 00	
	<hr/>	194,900 00
Current repairs,		10,000 00

Miscellaneous:

Traveling expenses,	\$2,500 00
Postage,	900 00
Telephone and telegraph, .	1,200 00

Insurance (for this purpose only),	3,000 00	
Medical and surgical fees,	4,000 00	
Entertainments,	1,000 00	
Funeral expenses,	500 00	
Freight and express,	1,500 00	
Water rental,	100 00	
Appraisal of institution, ..	200 00	
Library,	350 00	
Religious services,	400 00	
Incidentals,	500 00	
		<u>16,150 00</u>
Additions and Improvements:		
Painting interior of N. E. building,	\$3,000 00	
Extension to water system and electric light to new cottages,	1,000 00	
Water shed,	2,500 00	
Porch to Stokes cottage, ..	1,000 00	
Five power-sewing machines,	625 00	
Furnishings for staff house, ..	3,000 00	
Additional chairs for Assembly hall,	1,000 00	
Team of horses,	500 00	
New wagons,	300 00	
Three new coffee urns, ..	500 00	
Sani-top dining tables, ...	1,000 00	
Piano for Assembly hall, .	650 00	
		<u>15,075 00</u>
New Buildings:		
Furnishings for officers' bungalows,	\$3,000 00	
Colony provisions for colored patients,	50,000 00	
		<u>53,000 00</u>
Appropriation, including estimated receipts,		\$401,025 00
The receipts of the institution are hereby appropriated for maintenance expendi-		

tures, pursuant to chapter 153, Laws of 1918,	20,000 00
Net amount appropriated,	<u>\$381,025 00</u>

X 18. STATE PRISON.

For salaries and wages, and for maintenance of the State Prison on the basis of one thousand three hundred inmates. State Prison.

Salaries and Wages:

Principal keeper,	\$5,000 00	
Other officers and employees,	224,805 00	
Wages for inmates at farm at the rate of \$0.25 per day,	8,000 00	
Wages for inmates at prison (other than State use),	<u>13,000 00</u>	
		\$250,805 00

Materials and Supplies:

Food,	\$124,000 00	
Clothing,	35,000 00	
Fuel, light and power (for this purpose only),	41,000 00	
Household supplies,	13,000 00	
Farm, stable and grounds (Leesburg Farm),	16,500 00	
Industrial shops,	5,000 00	
School supplies,	2,000 00	
Medical and surgical,	12,000 00	
Printing and office supplies,	3,500 00	
Tobacco,	3,500 00	
Water tax,	6,000 00	
Religious supplies,	300 00	
Bureau of identification, ..	500 00	
Library,	500 00	
Vehicular transportation supplies,	<u>3,000 00</u>	
		265,800 00

Current repairs, prison,	\$13,000 00	
Current repairs, prison farm,	2,500 00	
	<hr/>	15,500 00
Miscellaneous:		
Traveling expenses,	\$1,200 00	
Expenses of parole officer,	500 00	
Transportation of prisoners to and from farm and camps,	1,000 00	
Postage,	800 00	
Telephone and telegraph,	850 00	
Insurance (for this purpose only),	3,000 00	
Medical and surgical fees,	600 00	
Freight and cartage,	2,500 00	
Appraisement,	200 00	
Electrocution plant,	2,000 00	
Payments to discharged inmates,	2,500 00	
Amusements,	1,000 00	
Returning runaways, and captures and expenses incidental thereto,	1,200 00	
Funeral expenses,	100 00	
Dentistry,	2,500 00	
	<hr/>	19,950 00
Additions and Improvements:		
Farm tractor,	\$1,000 00	
Replacing platform scale,	600 00	
Materials for electric lighting system for boiler room, yards and wings 1, 2, 5, and 6,	2,250 00	
Gas range,	1,000 00	
Drainage, prison farm,	1,500 00	
Automobile,	1,500 00	
Ford station wagon,	850 00	
	<hr/>	8,700 00
Appropriation, including estimated receipts,		\$560,755 00

The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to, . . .	4,500 00
Net amount appropriated,	<u>\$556,255 00</u>

X 19. VILLAGE FOR EPILEPTICS.

For salaries and wages, and for maintenance of the Village for Epileptics on the basis of eight hundred inmates.	Epileptic Village.
Salaries and Wages:	
Superintendent,	\$6,000 00
Steward,	2,750 00
First assistant physician, ..	3,000 00
Other officers and employees,	156,168 00
	<u>\$167,918 00</u>
Materials and Supplies:	
Food,	\$66,500 00
Clothing,	5,850 00
Fuel, light and power (for purpose only),	35,000 00
Household supplies,	13,000 00
Farm, stable and grounds, .	21,500 00
School supplies,	1,050 00
Medical and surgical,	4,500 00
Blanks, stationery and printing,	650 00
Office supplies and equipment,	1,000 00
Sundry supplies,	1,500 00
Industrial shops,	600 00
Vehicular transportation supplies,	4,330 00
	<u>155,480 00</u>
Current repairs,	9,500 00

Miscellaneous:

Traveling expenses,	\$1,200 00	
Postage,	500 00	
Telephone and telegraph,	1,000 00	
Insurance (for this purpose only),	3,600 00	
Freight and express,	1,500 00	
Medical and surgical consultants,	1,000 00	
Amusements,	500 00	
Funeral expenses,	200 00	
Returning runaways,	100 00	
Religious services,	760 00	
Appraising property,	200 00	
Incidentals,	300 00	
	<hr/>	10,860 00

Additions and Improvements:

Materials for walks and fences,	\$1,500 00	
Road repairs,	1,500 00	
Extraordinary repairs to buildings,	11,600 00	
	<hr/>	14,600 00

Appropriation, including estimated receipts,	\$358,358 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,	158,132 50
	<hr/>
Net amount appropriated,	<u><u>\$200,225 50</u></u>

X 20. WOODBINE COLONY FOR FEEBLE-MINDED MALES.

Woodbine
Colony.

For salaries and wages, and for maintenance of the Woodbine Colony for Feeble-Minded Males, on the basis of two hundred inmates.

Salaries and Wages:

Superintendent,	\$3,000 00	
Physician,	2,000 00	
Attendants, nurses and other employees,	30,000 00	
	<hr/>	\$35,000 00

Materials and Supplies:

Food,	\$25,000 00	
Clothing,	3,500 00	
Fuel, light and power (for this purpose only),	13,000 00	
Household supplies,	3,000 00	
Farm, stable and grounds, Medical and surgical sup- plies,	2,500 00	
Printing and office sup- plies,	1,000 00	
Vehicular transportation, supplies,	250 00	
	1,000 00	
	<hr/>	49,250 00

Current repairs,	1,200 00
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Miscellaneous:

Telephone and telegraph, .	\$250 00	
Traveling expenses,	700 00	
Postage,	150 00	
Sundries,	200 00	
Funeral expenses,	250 00	
Insurance (for this purpose only),	1,200 00	
Freight and express,	500 00	
Entertainment,	200 00	
	<hr/>	3,450 00

Additions and Improvements:

Chimney and connection for power house,	\$4,000 00	
Well and pump,	2,000 00	
Beds and bedding,	2,000 00	
Automobile and equipment, <hr/>	1,200 00	
		9,200 00

New Buildings:

Dining-room and converting present building into dormitory,	\$20,000 00	
Two outdoor sun protectors, renewal of water mains, wire screening for windows, and removal of small cottage to site,	6,500 00	26,500 00
		<u>26,500 00</u>
		<u><u>\$124,600 00</u></u>

Schools.

2. The following sums are hereby appropriated out of the income of the school fund for the purposes specified for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and twenty-three:

I. FREE PUBLIC SCHOOLS.

For the support of free public schools, .. \$400,000 00

2. PREMIUMS AND ACCRUED INTEREST.

Bond purchases.

There shall be paid from the income of the school fund such sums required to pay premiums and accrued interest on bonds purchased by the trustees for the support of public schools.

3. SCHOOL FUND EXPENSES.

School fund.

For necessary legal and other expenses incurred by or under the direction of the trustees for the support of public schools in the investment and protection of the school fund, and in the collection of the income thereof,

\$4,000 00

4.

There shall be transferred from the income of the school fund to the principal of the school fund, the sum of, \$200,000 00

3. Before any building or buildings shall be commenced or work undertaken, for the cost of which money is appropriated by this act, the plans, specifications and contracts necessary for the entire completion thereof shall, and each of them shall, be submitted and approved pursuant to chapter five, Laws of nineteen hundred and eighteen, and such contracts shall not be approved or entered into if the total expenditure under all the contracts necessary to the entire completion of such building or buildings or work according to such plans and specifications shall exceed the amount appropriated by this act for such building, buildings or work; and in any and every case where it shall appear that the appropriation is insufficient to complete such building, buildings or work, the appropriation hereby made therefor shall not be applied toward the construction of such building or buildings, or prosecution of such work, but shall lapse, and no payment shall be made therefrom; *provided, however,* that the provisions of this section, prohibiting the expenditure of the whole or any part of an appropriation, which in itself is insufficient to complete any building, buildings or work, and providing for the lapsing of such appropriations, shall not apply to nor restrict the expenditure of any moneys herein appropriated for the construction, completion of construction, equipment or furnishing of any armory or armories which have been heretofore authorized and which are partially constructed, completed or furnished, but such appropriation shall be available for the uses and purposes herein expressed to the full extent thereof, nor shall the provisions of this section apply to any appropriation authorizing expenditures for the construction of the proposed bridge between the city of Philadelphia, State of Pennsylvania, and the city of Camden, in this State, nor the proposed tunnel to be constructed under

Approval of plans and contracts by Governor.

If appropriation insufficient to lapse.

Proviso.

Not for bridge or tunnel purposes.

the Hudson river, between the city of New York, State of New York, and the city of Jersey City, in this State.

Moneys used
as specified.

4. No money shall be drawn from the treasury except for objects as hereinabove specifically appropriated, and except such sums which are by law devoted to specific purposes, namely State school tax, United States appropriation to Agricultural College, and taxes for the use of taxing districts in this State; moneys received by the State from the taxation of railroad and canal property, which may be by law apportioned to the various counties of the State for school purposes, academic certificate fund, vocational schools, pensions of teachers and school officers authorized by law, moneys received from tuition at the summer schools, and loans to "State School Fund," which last-named sums shall be paid pursuant to the laws applicable thereto; this section shall not be construed to prohibit the payment due upon any contract made under an appropriation of the previous years; moneys received by the Department of Conservation and Development from the sale or lease of forest reserve lands pursuant to chapter one hundred and eighty-seven, Laws of nineteen hundred and thirteen; moneys received by the Quartermaster-General under the provisions of section seventeen, chapter 81, Laws of 1917, as amended March fourth, one thousand nine hundred and eighteen; moneys received by the Department of Health pursuant to chapter thirteen, Laws of nineteen hundred and fifteen, chapter two hundred and thirty-two, Laws of nineteen hundred and seventeen, and chapter thirty-nine, Laws of nineteen hundred and eighteen, and receipts pursuant to the provisions of chapter one hundred and forty-seven, Laws of nineteen hundred and eighteen.

Construing
section.

Transfer of
money to other
items.

5. In order that some degree of flexibility in appropriations may be had, any department or other State agency receiving an appropriation by any act of the Legislature may apply to the State House Commission for leave to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall only be made during the current year for which the appropriation was made,

Authority
given.

and if the State House Commission shall consent thereto, it shall notify the Comptroller thereof in writing, whereupon the Comptroller shall place the amount so transferred to the credit of the item so designated; *provided, however*, that no sum appropriated for any permanent improvement shall be used for maintenance or for any temporary purpose; *and provided, further*, that such transfers shall not be permitted and the provisions of this section shall not apply in cases where the items of appropriation are expressly limited by the words "for this purpose only."

Proviso.

Proviso.

6. The Comptroller of the Treasury is hereby authorized, empowered, directed, and it shall be his duty to make such correction of the title or text, or both, of an appropriation, necessary to make such appropriation available for the purpose or purposes of its intention. Such correction shall be by written ruling, reciting in appropriate detail the facts thereof and the reasons therefor, attested by the signature of said Comptroller and filed in the Department of the Comptroller of the Treasury as an official record thereof, and any action thereunder, including disbursements and the audit thereof, shall be legally binding and of full force and virtue.

Corrections made to comply with intentions.

How made.

7. The appropriations made to institutions operating under the provisions of chapter 147, Laws of 1918, shall be available subject to the following limitations: There shall be submitted monthly to the State Comptroller by the Department of Institutions and Agencies, a statement showing the number of inmates or patients maintained in each of the several institutions during the preceding month, the estimated number for the succeeding month, together with the increase or decrease in population of such institution based on the estimate submitted by the Department of Institutions and Agencies to the Budget Commission, and the Comptroller is authorized, in the event of any institutional agency exceeding the proportion of its appropriation as based on the number of inmates so estimated, at any time during the fiscal year to refuse countersignature of requisitions and take whatever steps he shall deem necessary to reduce

How appropriations made available to institutions.

the expenditures of such institution to a proper proportion based on the decrease in population.

Disbursements
to conserve
interests of
State.

8. The Comptroller of the Treasury is hereby empowered, and it shall be his duty in the disbursement of funds available for the general uses of the State, to first provide for the maintenance of the administration of the government of the State, and of its courts, and of its penal, correctional and charitable institutions, and to apply the remainder of such available funds in such manner and to such purpose for which appropriation may have been made as in his judgment may best conserve the interest of the State.

As to addi-
tional com-
pensation.

9. Anything herein contained to the contrary notwithstanding, no person, now or hereafter filling an office, position or employment for which a definite compensation or salary range has been fixed by the Civil Service Commission under the provisions of chapter 24, of the Laws of 1918, shall receive for his services in said office, position or employment, a sum greater than the maximum amount provided by the schedule of compensation adopted by the Civil Service Commission in accordance with the provisions of said chapter 24, of the Laws of 1918; and the compensation paid to any officer or employee in any position in the classified civil service of the State for which a compensation of three thousand dollars or more per annum is paid shall not be increased during the fiscal year ending June thirtieth, one thousand nine hundred and twenty-three, over that paid for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-two, unless such increase in compensation is provided for and authorized in a separate item in this Appropriation act; *provided, however*, that nothing herein contained shall be construed as altering, repealing or in any way affecting the provisions of chapter 49, of the Laws of 1916.

Proviso.

Transfer of
moneys for
Architect's
Department
to
Institutions
and Agencies.

10. The State House Commission is hereby empowered, notwithstanding any other provision of law, to transfer from the various appropriations for construction, reconstruction, additions to and betterments of State building and appurtenances thereto, herein contained, to the appropriation for the Division of Archi-

ecture and Construction of the Department of Institutions and Agencies a sufficient sum to pay for the cost of all architectural work, superintendence and other expert services in connection with such work.

11. The Comptroller of the Treasury may, upon application therefor, allot from appropriations made to any official, department, commission or board a sum, not in excess of three hundred dollars, to establish a petty cash fund, for the payment of expenses not in excess of five dollars. The allotment thus made by the Comptroller shall be paid to such person as shall be designated as the custodian thereof by the official, department, commission or board making request therefor, and the money thus allotted shall be disbursed by such custodian, who shall require from all persons obtaining money from said fund a receipt therefor. Such receipt shall by such custodian be forwarded monthly to the Comptroller of the Treasury for audit, and the Comptroller of the Treasury shall likewise make regulations governing disbursements from petty cash funds.

12. This act shall take effect on the first day of July, one thousand nine hundred and twenty-two.

Approved, except as to the following items:

1—Item in line four, page twenty-eight, under caption E 2, Commissioner of Education, "Business Manager," \$5,500.00; but which item is approved for \$5,000.00.

2—On page forty-four, under caption G Military, lines ten and eleven, purchase and distribution of one thousand copies of History of the Twenty-ninth Division, \$4,500.00.

EDWARD I. EDWARDS,

Governor.

Dated March fifteenth, one thousand nine hundred and twenty-two.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,

To the Senate:

March 15, 1922.

I beg to advise that I have this day approved Senate Bill No. 251, being an act making appropriations for the support of the State government and for several

public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-three, and regulating the disbursement thereof, with these exceptions:

1—Item in line 4, page 28, under caption E 2, Commissioner of Education, "Business Manager, \$5,500"; but which item is approved for \$5,000.

2—On page 44, under caption G Military, lines 10 and 11, purchase and distribution of 1,000 copies of "History of the 29th Division, \$4,500."

The first item is unapproved because it amounts to an increase of \$500 for an official who I understand is highly paid for whatever service he renders to the State.

The second item is unapproved because no useful purpose will be served by purchasing the work in question. Many citizens of New Jersey served in many divisions, but a small percentage served in this division, and if that volume is purchased I fear it will lead to similar requests.

Respectfully,

[SEAL]

EDWARD I. EDWARDS,

Governor.

By the Governor.

J. HARRY FOLEY,

Secretary.

Passed March 17, 1922.

CHAPTER 251.

An Act to amend an act entitled "An act to incorporate the township of Upper Deerfield, in the county of Cumberland, approved February twenty-third, one thousand nine hundred and twenty-two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

**Section 4
amended.**

1. Section four of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

4. Within sixty days after the approval of this act the county board of election shall cause public notice of the time, place and object of such election to be given by advertisement, signed by the members of said board, or a majority of them, and set up at least ten days prior to such election in at least five public places within the said described territory, which notice shall also be published in a newspaper circulating within said described territory at least ten days prior to such election.

Notice of election.

5. Such special election shall be held at the time and place so appointed, and shall be conducted by the board of registry and election of the election district most nearly corresponding in extent to the limits of said territory within said township, and which conducted the general election next preceding the holding of such election in said township, and shall be by ballot. The registry of voters used at the general election in such district shall be used at said special election in such election district, and the said board of registry and election shall meet one week next preceding the day fixed for the special election, at the place where the same is to be held, from one o'clock to nine o'clock P. M., for the purpose of revising and correcting the registry lists in the manner provided under the general election laws of this State; *provided*, that said list, for the purpose of this election, shall be revised so as to include all and only such voters of said township who may then reside within the territory comprised within the limits of the borough created by this act. The clerk of the township of Deerfield shall give public notice of the meeting of said board of registry and election at the time and in the manner hereinbefore provided for the giving of the notice of the time and place of holding said special election, and the county board of elections shall provide a suitable place for the holding of said special election.

Election, how conducted.

Registry.

Proviso.

Notice of sitting of election board.

6. The county board of elections shall cause to be prepared the ballots to be used at said election, and shall deliver the same to the district board of registry and election conducting said election at least three days prior to the holding thereof. Such ballot shall be marked "Official Ballot," and shall bear the facsimile signature

Ballots.

of the county clerk, and upon said ballot shall be printed the following question:

Proposition.

	No.	Shall an act entitled "An act to incorporate the township of Upper Deerfield, in the county of Cumberland," be adopted?
	Yes.	

Upon said ballot shall likewise be printed instructions to the voters as follows:

Marking ballots.

If you favor the proposition printed below, mark an X in the square to the left of and opposite the word "Yes."

If you are opposed thereto, make an X in the square to the left of and opposite the word "No."

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes," it shall be counted as a vote in favor of said proposition.

If the voter shall make an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition, and in case no mark shall be made in either square upon said ballot, such ballot shall not be counted either as a vote for or against such proposition.

Majority to determine.

If the majority of all the votes cast at such election shall be in favor of the adoption of this act, the territory in this act described shall henceforth be and become the township of Upper Deerfield, in the county of Cumberland.

Result certified.

7. The district board of registry and election conducting said election, at its close, under their hands, in duplicate, shall certify the result thereof to the clerk of the county of Cumberland and to the clerk of the township of Deerfield.

Canvass and determination.

The county board of elections shall thereafter proceed to canvass and determine the votes cast at such election, and shall certify the result thereof to the county clerk of the county of Cumberland, and said county clerk shall thereupon forward to the Secretary of State and the

clerk of the township of Deerfield, respectively, a certified copy of such statement.

Approved March 15, 1922.

CHAPTER 252.

An Act to amend an act entitled "An act to reorganize the Department of Labor; to provide for the execution of its powers and the performance of its duties through departmental bureaus under the supervision and control of the Commissioner of Labor; and as incidental to such reorganization, to provide for the transfer and assignment of officials and employees in the present department, and to extend the term of office of the Commissioner of Labor," approved March fourteenth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this act is amendatory is hereby amended to read as follows:

Section 1
amended.

1. The Department of Labor shall be reorganized and hereafter composed of:

Organization.

First—One Commissioner of Labor.

Second—A Bureau of General and Structural Inspection.

Third—A Bureau of Electrical and Mechanical Equipment.

Fourth—A Bureau of Hygiene, Sanitation and Mine Inspection.

Fifth—A Bureau of Engineer's and Firemen's Licenses.

Sixth—A Bureau of Industrial Statistics.

Seventh—A Bureau of Employment.

2. Sections four and five of the act to which this act is amendatory are hereby repealed.

Sections 4
and 5 repealed.

Section 6
amended.

3. Section six of the act to which this act is amendatory is hereby amended to read as follows:

Bureau of
inspections.

4. The Bureau of General and Structural Inspection shall consist of a chief inspector, who shall be a structural expert, appointed by the Commissioner of Labor, and who shall be hereafter known as Deputy Commissioner of Labor, and nineteen inspectors appointed by the Commissioner of Labor, of which at least three shall be women.

Section 7
amended.

4. Section seven of the act to which this act is amendatory is hereby amended to read as follows:

Duties of
bureau of
inspection.

5. The Deputy Commissioner of Labor in charge of the Bureau of General and Structural Inspection shall direct and assign, under the supervision and control of the Commissioner of Labor, the work of general and structural inspection except as hereinafter provided; supervise the work relating to plans for the alterations of old and the erection of new buildings, elevators, fire escapes, fire protection supervise the inspection of the manufacture, storage and transportation of explosives and such additional correlated duties as the commissioner shall direct. The Deputy Commissioner of Labor in charge of the Bureau of General and Structural Inspection shall be the representative of the Commissioner of Labor, in his absence, in the administrative duties of the general office and as the Commissioner of Labor shall authorize.

Section 8
amended.

5. Section eight of the act to which this act is amendatory is hereby amended to read as follows:

Bureau of
electrical
and mechanical
equipment.

6. The Bureau of Electrical and Mechanical Equipment shall consist of a chief inspector, who shall be appointed by the Commissioner of Labor. In addition to the chief inspector, there shall be one inspector, who shall be appointed by the Commissioner of Labor.

Section 9
amended.

6. Section nine of the act to which this act is amendatory is hereby amended to read as follows:

Duties.

7. The Bureau of Electrical and Mechanical Equipment shall, under the supervision and control of the Commissioner of Labor, perform such duties in matters relating to fire alarm installations or other electrical equipment, the installation of mechanical safeguards on machinery and other correlated duties as the commissioner shall direct.

7. Section ten of the act to which this act is amendatory is hereby amended to read as follows:

Section 10 amended.

8. The Bureau of Hygiene, Sanitation and Mine Inspection shall consist of a chief inspector appointed by the Commissioner of Labor, who shall be hereafter known as Deputy Commissioner of Labor, an expert investigator of occupational diseases, a mine inspector having practical knowledge and skill in the work in and operation of mines and quarries, a bakery inspector who shall be a practical baker, one inspector, who shall be a person having practical knowledge and skill as a metal polisher and buffer, and such other inspectors or employees as may be assigned to the bureau.

Bureau of hygiene, sanitation, and mine inspection.

8. Section eleven of the act to which this act is amendatory is hereby amended to read as follows:

Section 11 amended.

9. The Deputy Commissioner of Labor in charge of the Bureau of Hygiene, Sanitation and Mine Inspection shall perform, under the supervision and control of the Commissioner of Labor, the duties devolving upon the Department of Labor or the Commissioner of Labor, with relation to the elimination of dust, fumes and excessive heat in industrial operation; the investigation of occupational diseases and the ventilation and sanitation of factories, mills, bakeries, workshops and places where the manufacture of goods is carried on; the inspection of mines, quarries, tunnels and caissons; the direction of industrial safety education and such additional correlated duties as the Commissioner of Labor shall direct. The Deputy Commissioner of Labor in charge of the Bureau of Hygiene, Sanitation and Mine Inspection shall be the personal representative of the Commissioner of Labor in the field and as authorized.

Sanitation in industrial operations.

Safety.

9. This act shall take effect immediately.

Passed March 16, 1922.

CHAPTER 253.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof,' approved March thirteenth, one thousand nine hundred and seventeen," approved April twelfth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Act amended.

1. The act of which this act is amendatory be and the same is hereby amended to read as follows:

Route 1.

1. Route No. 1 of the State Highway System as described and designated in section one of the act to which this act is a supplement shall begin at the entrance of the vehicular tunnel under the Hudson river in Jersey City, county of Hudson, proposed to be constructed by the States of New Jersey and New York, instead of the point of beginning as described in section one of the act to which this act is a supplement, and shall run from thence through the city of Jersey City and the county of Hudson, to, through and beyond the city of Newark in the county of Essex, to and through the city of Elizabeth in the county of Union, to the point of beginning of said route No. 1 as described or designated in the act to which this act is a supplement, and from thence shall continue as described in said act.

Route 2.

2. Route No. 2 of the State Highway System, as described or designated in section one of the act to which this act is a supplement, shall be extended from the terminal point of said route at the city line of the city of Camden in the county of Camden, through the said city of Camden to the approach or entrance of the bridge proposed to be constructed over the Delaware river by the States of New Jersey and Pennsylvania.

3. Route No. 3 of the State Highway System, as described or designated in section one of the act to which this act is a supplement, shall begin at the approach or entrance, in the city of Camden, in the county of Camden, of the bridge proposed to be constructed over the Delaware river by the States of New Jersey and Pennsylvania, instead of the point of beginning as described in section one of the act to which this act is a supplement, and shall run from thence through the city of Camden to the beginning of route No. 3 as described or designated in section one of the act to which this act is a supplement, and from thence shall continue as described in said act. Route 3.

4. Route No. 6 of the State Highway System, as described or designated in section one of the act to which this act is a supplement, shall begin at the approach or entrance, in the city of Camden, in the county of Camden, of the bridge proposed to be constructed over the Delaware river by the States of New Jersey and Pennsylvania, instead of the point of beginning as described in section one of the act to which this act is a supplement, and shall run from thence through the city of Camden to the beginning of route No. 6 as described or designated in section one of the act to which this act is a supplement, and from thence shall continue as described in said act. Route 6.

5. Wherever any State highway shall run through a city having a population of seventy-five thousand or more, over streets or roads formerly under the jurisdiction of said city, such city shall retain in all such streets or roads all its former jurisdiction and rights as to the construction and regulation of the use of all water, sewer, gas and other subsoil conduits and structures. Routes over
city streets.

2. This act shall take effect immediately.

Passed March 16, 1922. Control.

CHAPTER 254.

An Act to amend an act entitled "A supplement to an act entitled 'An act to authorize the establishment by counties of the first class in this State of parental schools,' " approved March twenty-fourth, one thousand nine hundred and fifteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

1. Section one of the act to which this is an amendment shall be and the same is hereby amended to read as follows:

Body cor-
porate.

1. Every board of trustees and their successors heretofore or hereafter appointed under the act to which this act is a supplement, is hereby created a body corporate with power to sue and be sued, and to use a common seal; every such body shall annually choose from among its members a president, a vice president, a secretary and a treasurer, and shall from time to time appoint such other officers, agents or employees as it may deem necessary to carry out the provisions of the act to which this is a supplement, and to fix the compensation of the secretary and the officers, agents and employees appointed; *provided, however,* that the compensation as fixed shall be approved by the board of chosen freeholders.

Organization.

Compensation.

Proviso.

Repealer.

2. All laws inconsistent with the provisions of this act be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved March 15, 1922.

CHAPTER 255.

An Act concerning intoxicating liquor used or to be used for beverage purposes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The short title of this act shall be the "Prohibition Enforcement Act." Short title.

2. The word "liquor" and the words "intoxicating liquor" shall each be construed to mean and to include: Liquor defined.

(A) Alcohol, and brandy, whiskey, rum, gin, beer, ale, porter, wine and any other spirituous, vinous, malt, brewed or fermented liquor or mixed liquors, which contain one-half of one per centum or more of alcohol, by volume, and which are used or to be used for beverage purposes: Use for beverage.

(B) All liquids, admixtures and compounds, whether medicated, proprietary, patented or not, and by whatever name called, which contain one-half of one per centum, or more, of alcohol, by volume, and which are fit for use for beverage purposes. Mixtures, etc.

In any complaint, warrant, accusation, allegation or indictment, the word "liquor" shall be a sufficient description of any or all of the liquors or liquids defined herein. Wording complaint.

3. The words "fit for use for beverage purposes" shall be construed to mean any liquid which is suitable for a drink, or is adapted, or is intended by the manufacturer thereof or the dealer therein to be used as a drink. Fit for beverage.

4. The word "person" shall mean and include natural persons, associations, copartnerships, and corporations. Person.

5. The term "private dwelling" shall be construed to mean any building or any part thereof used as a private residence, and any room or rooms used or occupied, not transiently, but solely as a residence, in any apartment house, hotel or boarding house. Private dwelling.

- Officer.** 6. The word "officer" shall be construed to mean any sheriff, deputy sheriff, constable, police officer, member of the State constabulary, or any other person having power, under the laws of this State, to execute a warrant for arrest.
- Guest.** 7. The word "guest" shall be construed to mean a person who receives hospitality for which he is not expected to pay a money or other valuable consideration, directly or indirectly, and for which in fact he does not pay such consideration.
- Vehicle.** 8. The word "vehicle" shall be construed to mean any wagon, cart, carriage, truck, sled, sledge, sleigh, car, automobile, flying machine, aeroplane, hydroplane, free or dirigible balloon or other aircraft, boat or other watercraft or any contrivance attached to or upon any beast of burden or draft animal; and any other device or contrivance, including any draft animal, capable of being used for the transportation of intoxicating liquor.
- Magistrate.** 9. For the purposes of this act, the word "magistrate" shall be taken to mean and include a justice of the Supreme Court, a judge of the Court of Common Pleas in and for any county, a Supreme Court Commissioner, a judge of a city criminal court, a police justice or recorder of any municipality of this State; *provided, however,* that nothing in this act contained shall be construed in anywise to confer jurisdiction upon a justice of the peace. Every Supreme Court Commissioner of this State shall have and possess under this act all the powers of a committing magistrate, in the same manner and with like effect as a judge of the Court of Quarter Sessions when acting as a committing magistrate. The "magistrate" shall be the official charged with the taking of any complaint, the issuing of any warrant or search warrant hereunder, the hearing upon the return of any warrant or search warrant so as aforesaid issued, the admission to bail, the commitment of a person so charged in default of bail, the detention, return or disposal of any property seized by virtue of any search warrant issued hereunder or the performing of any judicial act prior to the indictment of a violator hereof.
- Supreme Court Commissioner.** *Proviso.*

In any proceeding or action commenced under the proceedings of this act, the same fees and costs shall be allowed therein as in other criminal proceedings, except as herein otherwise provided. Supreme Court Commissioners shall be entitled to receive for their services, to the exclusion of fees otherwise provided by law, the following fees and no more, to be paid by the treasurer of the county wherein the proceedings are instituted, on the certificate of the prosecutor of the pleas of such county. Such fees, except the fees for stenographic services, shall be included in the taxable costs of the State in the event of the conviction of the defendant.

Costs and fees.

- For taking and filing every complaint, \$3.00
- For the issuance of any warrant or any search warrant, 3.00
- For conducting and concluding any hearing upon the return of any warrant or search warrant, 10.00 to which shall be added the fees otherwise provided by law for any necessary stenographic services in such hearing.
- For the admission of any person to bail, 3.00
- For the commitment of a person so charged in default of bail, 3.00
- For conducting and concluding any hearing on the return or disposal of any property seized by virtue of any search warrant issued hereunder, 10.00 including any necessary stenographic fees as aforesaid.

10. On and after the date when this act goes into effect, no person shall manufacture, sell, barter, transport, import, export, deliver, furnish, or possess, any intoxicating liquor, and all the provisions of this act shall be liberally construed to the end that the use of intoxicating liquor as a beverage may be prevented; *provided*, that nothing in this section shall be construed to prevent any person from keeping, carrying, conveying or transporting lawfully acquired liquor in, into, through or within the State while such person is in the act of changing his residence; *provided, further*, that nothing in this section shall apply to liquor lawfully acquired and possessed in a private dwelling and used only for the personal consump-

Acts forbidden.

Proviso.

Proviso.

tion of the owner of such liquor, or his family, residing in such dwelling, or of his guests therein.

No advertising.

11. It shall be unlawful to advertise or publish anywhere, or by any means or method, liquor, or the manufacture, sale, keeping for sale or furnishing of the same, or where, how, from whom, or at what price the same may be obtained. No one shall permit any sign or billboard containing such advertisement to remain upon one's premises.

Implements, substances, recipes, not advertised.

12. It shall be unlawful to advertise, manufacture, sell or possess, either for use or for sale, any utensil, contrivance or machine, in whole or in part, or any preparation, compound, tablet, substance or combination of substances or ingredients, or any direction, formula or recipe, advertised, designed or intended for use in the unlawful manufacture of liquor.

Purchasing or ordering liquor.

13. It shall be unlawful for any person to solicit, receive or transmit, or knowingly permit any employee or agent to solicit, receive or transmit, from any person, any order for the purchase, sale, shipment or delivery of liquor in violation of this act.

Forfeiture of lease.

14. Any violation of this act upon any leased premises by any lessee, or by any employee of such lessee with the knowledge of his employer, shall, at the option of the owner or lessor, upon five days' written notice to the said lessee, work a forfeiture of the lease, and shall cause the right of possession to revert to the owner. Such right of possession may be enforced by the owner by summary proceedings as for term ended, as prescribed by "An act concerning landlords and tenants," approved March twenty-seventh, one thousand eight hundred and seventy-four, and amendments thereof and supplements thereto.

Right of possession.

Liquor on premises.

15. It shall be unlawful to keep, occupy or maintain any room, house, building, vehicle or place whatsoever, where liquor is manufactured, sold, kept, stored, transported, bartered, or otherwise disposed of in violation of this act; and any such liquor found in, on or about any such room, house, building, vehicle or place, and all fixtures, equipment or paraphernalia had or used in connection with maintaining or conducting any such room,

Confiscation of liquor.

house, building, vehicle or place, shall be subject to seizure, forfeiture, confiscation and disposal as in this act provided. A search warrant may issue, as herein-after provided, to search any of the premises or property herein mentioned. If it is found that such liquor or property was so unlawfully held or possessed or had been so unlawfully used, the liquor and all property designed for the unlawful manufacture of liquor, shall be destroyed, unless the court shall otherwise order; *provided*, that no search warrant shall issue to search any private dwelling occupied as such unless it is being used for or in connection with the unlawful sale of liquor, or unless it is in part used for some business purpose as a store, shop, saloon, restaurant, hotel, or boarding house; *and provided, further*, that no search warrant to search any private dwelling shall issue unless the person making the allegation shall upon oath aver that he has personal knowledge that such private dwelling is being used for or in connection with the unlawful sale of liquor.

Searching.

Destruction of liquor.

Proviso.

Proviso.

16. Any officer engaged in the enforcement of this act who shall search any private dwelling, as herein defined, which is occupied as such dwelling, without a warrant directing such search, or who, while so engaged, shall, without a search warrant, maliciously and without reasonable cause search any other building or property, shall be guilty of a misdemeanor and upon conviction thereof shall be punished for a first offense by a fine of not more than one thousand dollars, and for a subsequent offense by a fine of not more than one thousand dollars, or by imprisonment for not more than one year or by both such fine and imprisonment.

Unlawful searching.

Penalty.

17. Whoever not being an officer shall falsely represent himself to be such officer and in such assumed character shall arrest or detain any person or in any manner search the person, buildings or other property of any person, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than one thousand dollars or by imprisonment for not more than one year, or by both such fine and imprisonment.

Impersonating an officer.

Penalty.

Search warrant.

18. A search warrant may be issued under this act by any magistrate, but only upon probable cause, supported by affidavit naming or describing the person, and particularly describing the property and the place to be searched. Before issuing such warrant, the magistrate must examine on oath the complainant or any witness or witnesses he may produce, and require his or their affidavits or take his or their depositions in writing, and cause them to be subscribed by the parties making them. Such affidavits or depositions must set forth facts tending to establish the grounds of the application or probable cause for believing that they exist.

Affidavit required.

Procedure on warrant before any judge.

18-a. When a search warrant is issued by a judge of the Court of Common Pleas in any county in which there are more than one judge of said court, the procedure on said search warrant after the execution thereof may be had before any judge of said court, in like manner and with like effect as if said procedure were had before the judge issuing said search warrant.

Warrant issued on probable cause.

19. If the magistrate is satisfied of the existence of the grounds of the application or that there is probable cause to believe their existence, he must issue a search warrant, signed by him, with his name of office, to any officer, stating the particular grounds or probable cause for its issue and the names of the persons whose affidavits have been taken in support thereof and commanding him forthwith to search the person or place named, for the property specified, and to bring it before the magistrate.

Serving warrant.

20. A search warrant may in all cases be served by any of the officers mentioned therein, but by no other person except in aid of the officer on his requiring it, he being present and acting in its execution.

Right of forcible entry after admission refused.

21. The officer mentioned in the search warrant may break open any outer or inner door or window of a house or any part of a house, or anything therein to execute the warrant, if after notice of his authority and purpose, he is refused admission; and may also break open any such door or window for the purpose of liberating any person, who, having entered to aid him in the execution of the warrant, is detained therein, or when necessary for his own liberation.

22. When a search warrant is allowed, the magistrate must insert a direction therein that it be served in the day time, unless the affidavits are positive that the property is on the person or in the place to be searched, in which case, the magistrate may insert a direction that it be served at any time of the day or night.

When war-
rant served.

23. A search warrant must be executed and returned to the magistrate who issues the same within ten days after its date; after the expiration of this time, the warrant, unless executed, is void.

Return on
warrant.

24. When an officer takes property under a search warrant, he must give a copy of the warrant, together with a receipt for the property taken (specifying it in detail) to the person from whom it was taken by him, or in whose possession it was found; or, in the absence of any person, he must leave it in the place where he found the property.

Receipt for
property taken.

25. The officer who executes a search warrant must forthwith return the same to the magistrate and deliver to him a written inventory of the property taken, made publicly or in the presence of the person from whose possession it was taken, and of the applicant for the warrant if they are present, verified by the affidavit of the officer at the foot of the inventory and taken before the magistrate to the following effect: "I, the officer by whom this warrant was executed, do swear that the above inventory contains a true and detailed account of all the property taken by me on the warrant." The magistrate must thereupon, if required, deliver a copy of the inventory to the person from whose possession the property was taken and to the applicant for the warrant.

Return by
officer.

26. If the ground on which the warrants were issued be controverted, the magistrate must proceed to take testimony in relation thereto, and the testimony of each witness must be reduced to writing and subscribed by him.

If contro-
versy.

27. If, on the return of any search warrant, it appears that the property taken is not the same as that described in the warrant, or that there is no probable cause for believing the existence of the grounds on which the warrant was issued, the magistrate must cause the

Return of
property.

- property to be returned to the person from whom it was taken; but if it appears that the property taken is the same as that described in the warrant, and that there is probable cause for believing the existence of the grounds on which the warrant was issued, then the magistrate shall order the same to be retained in the custody of the person seizing it, or to be otherwise disposed of according to law.
- Retaining goods seized.**
- All records of proceedings filed.**
28. The magistrate must annex the affidavit, search warrant, return, inventory, and evidence, and if he has not power to inquire into the offense in respect to which the warrant was issued, he must at once file the same, together with a copy of the record of his proceedings, with the clerk of the court having power to so inquire.
- Obstructing or assaulting officer.**
29. Whoever shall knowingly and wilfully obstruct, resist or oppose any such officer or person in serving or attempting to serve or execute any search warrant authorized by this act, or shall assault, beat, or wound, any such officer or person, knowing him to be an officer or person so authorized, shall be guilty of a misdemeanor and punished by a fine of not more than one thousand dollars or imprisonment for not more than two years.
- Penalty.**
- Penalty for illegal warrant.**
30. Any person who maliciously and without probable cause procures a search warrant to be issued and executed, shall be guilty of a misdemeanor and punished by a fine of not more than one thousand dollars or imprisonment for not more than one year; any officer who, in executing a search warrant, wilfully exceeds his authority, or exercises it with unnecessary severity, shall be guilty of a misdemeanor and punished by a fine of not more than one thousand dollars or imprisonment for not more than one year.
- Penalty for exceeding authority.**
- Examination and seizure of liquor in vehicles.**
31. When any officer shall know or have reasonable ground to believe that any person, in violation of the law, is in the act of transporting, or is about to transport, intoxicating liquors in any vehicle, it shall be his duty to examine such vehicle and to seize any and all such intoxicating liquors found therein. Whenever intoxicating liquors so found shall be seized by any officer, he shall take possession of the vehicle and shall arrest

any person in charge thereof. Such officer shall at once proceed against the person arrested under the provisions of this act in any court having competent jurisdiction; but the said vehicle shall be returned to the owner upon execution by him of a good and valid bond, with sufficient sureties, in a sum double the value of the property, which said bond shall be approved by said officer and shall be conditioned to return said vehicle to the custody of said officer on the day of trial to abide the judgment of the court. The court upon conviction of the person so arrested shall order the liquor destroyed, and unless good cause to the contrary is shown by the owner, shall order a sale by public auction of the vehicle seized, and the officer making the sale, after deducting the expenses of keeping the vehicle, the fee for the seizure and cost of the sale, shall pay all liens, according to their priorities, which are established by intervention or otherwise at said hearing or any other proceeding brought for said purpose, as being bona fide and as having been created without the lienor having any notice that the vehicle was being used or was to be used for illegal transportation of liquor, and shall pay the balance of the proceeds into the treasury of the county wherein such seizure was made. All liens against the vehicle sold under the provisions of this section shall be transferred from the vehicle to the proceeds of the sale of the vehicle. If, however, no one shall be found claiming the vehicle, the taking of the same, with a description thereof, shall be advertised in some newspaper published in the city or county where taken, or if there be no newspaper published in such city or county, in a newspaper having circulation in the county, once a week for two weeks, and by handbills posted in three public places near the place of seizure, and if no claimant shall appear within ten days after the last publication of the advertisement, the vehicle shall be sold and the proceeds after deducting the expenses and costs shall be paid into the treasury of the county wherein such seizure was made.

32. In all cases in which intoxicating liquors may be subject to be destroyed under the provisions of this act, the court having jurisdiction to order the destruction

Arrest.

Return of vehicle to owner.

Bond given.

Liquor destroyed.

Vehicle liable for fines and costs.

Liens.

Sale of vehicle if unclaimed.

Liquor analyzed and may be used medicinally.

thereof may, in its discretion, before such liquor is ordered destroyed, direct the State Department of Health to analyze such liquor and the said liquor if found to be of a required standard suitable for medicinal purposes shall be preserved in bond by the State of New Jersey for the use of the State's institutions and all free hospitals. Application for liquor for the use of State institutions and free hospitals shall be made to the State Department of Health, which shall provide by regulation for the use of the same.

Application
for.

Penalties for
violations.

33. Any person who manufactures or sells liquor in violation of this act shall be guilty of a misdemeanor and shall be punished for the first offense by a fine of not more than one thousand dollars or by imprisonment for any term not exceeding six months; and for any subsequent offense shall be punished by a fine of not less than two hundred dollars nor more than two thousand dollars, and by imprisonment for any term not less than one month, nor more than five years.

Penalties for
other viola-
tions of this
act.

Any person who violates any of the provisions of this act other than the manufacture or sale of liquor in violation thereof, shall be guilty of a misdemeanor and shall be punished for a first offense by a fine of not more than five hundred dollars; for a second offense by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment for any term not exceeding ninety days; and for any subsequent offense by a fine of not less than five hundred dollars and by imprisonment for any term not less than three months nor more than two years.

As to incrimi-
nating evi-
dence.

34. No person shall be excused on the ground that it may tend to incriminate him or subject him to a penalty or forfeiture, from attending and testifying or producing books, papers, documents, and other evidence in obedience to a subpoena of any court in any suit or proceeding based upon or growing out of any alleged violation of this act, but no answer made by any witness to any such question shall be used or admitted in evidence in any proceeding against such witness, except in a prosecution for perjury in respect to any such answer.

35. In case of a sale of liquor where the delivery thereof was made by a common or other carrier, the sale and delivery shall be deemed to be made in the county wherein the delivery was made by such carrier to the consignee, his agent or employee, or in the county wherein the sale was made, or in the county from which the shipment was made, and prosecution for such sale or delivery may be had in any such county.

Delivery of liquor.

36. In any affidavit, information, or indictment for the violation of this act, separate offenses may be united in separate counts and the defendant may be tried on all at one trial and the penalty for all offenses may be imposed. It shall not be necessary in any affidavit, information, or indictment to give the name of the purchaser or to include any defensive negative averments, but it shall be sufficient to state that the act complained of was then and there prohibited and unlawful, but this provision shall not be construed to preclude the trial court from directing the furnishing the defendant a bill of particulars when it deems it proper to do so.

Separate offenses united.

Averments.

37. In any proceeding under this act or at the trial of any indictment for any violation of this act, the liquor or liquors mentioned in paragraph (A) of section two shall be presumed to be for beverage purposes and to contain more than one-half of one per centum of alcohol by volume.

Presumption for beverage.

38. If any prosecutor of the pleas shall be notified in writing by any officer or other person of any violation of any of the provisions of this act, and such notification shall contain the names and addresses of witnesses, it shall be the duty of such prosecutor diligently to inquire into the facts of such alleged violation, and for that purpose such prosecutor is hereby authorized to issue subpoenas for such persons as he shall have reason to believe have any information concerning, or knowledge of, such alleged violation, to appear before him at a time and place named, then and there to testify under oath concerning any knowledge such witnesses may have of any violation of any of the provisions of this act; and the testimony of any such witness may be reduced to writing and he shall in the discretion of such prose-

Duty of prosecutor of pleas.

Witnesses subpoenaed.

To apply
for warrant.

cutor, be required to sign same. If the testimony shall disclose that any violation of this act has been committed, it shall be the duty of the prosecutor to make complaint forthwith and to apply for a warrant to arrest the person complained against and bring him before a magistrate for a preliminary hearing on such complaint.

39. It shall be the duty of every sheriff, constable, police officer, member of State constabulary, and all other officers, to use all due diligence to detect violations of this act and therefor to make complaint before a magistrate.

General duties
of peace offi-
cers.
Arrest and
seizure with-
out warrant.

40. Any magistrate, mayor, or other officer, within the territorial limits of his authority, may, without a warrant arrest any person whom he finds in the act of violating any of the provisions of this act, and may also seize any liquor, implements of manufacture or sale, and any vehicle in the possession or within the control of such person, and detain such person or chattel until a warrant can be procured.

No licenses
granted.

41. No court, judge, board, body, commission, commissioner or public official heretofore at any time having power and authority to grant and issue licenses for the sale of spirituous, vinous, malt or brewed liquors shall hereafter grant or issue any licenses, or any permit in the nature of a license, for the sale, in any quantity, of spirituous, vinous, malt or brewed liquors for beverage purposes.

Licenses null
and void.

42. Every such license, and every permit in the nature of such license, heretofore granted or issued shall at all times and for all purposes be null and void and every such license, or permit in the nature of a license, hereafter granted or issued shall at all times and for all purposes be null and void.

Constitution-
ality of act.

43. If any provision of this act shall be held invalid, it shall not be construed to invalidate any other provision of the act.

Repealer.

44. All acts and parts of acts, general, special or local, inconsistent with any of the provisions of this act are hereby repealed.

45. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 256.

An Act declaring certain buildings and places where the law is habitually violated to be nuisances, fixing the punishment of persons found guilty of maintaining such nuisances, and providing for the abatement thereof.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. For the purposes of this act, the word "building" shall be held to mean and include so much of any structure of any kind as may be reached by the same outside entrance. The word "place" shall be held to mean and include any privately owned park, picnic or recreation ground. The word "person" shall be held to mean and include any one or more individuals, corporations, associations, partnerships, trustees, lessees and agents. Building,
place, person
defined.
2. Every building or place where the law is habitually violated is hereby declared to be a nuisance. Nuisances.
3. Any person who maintains a nuisance as declared in this act, or who aids or abets in maintaining such nuisance shall be guilty of a misdemeanor. Maintaining
nuisance a
misdemeanor.
4. In addition to the punishment provided in case of conviction of a misdemeanor, the court, wherein such conviction was had, in its discretion, and as a part of the penalty for such conviction, may order the immediate abatement of the nuisance whereof the defendant may be convicted, and for that purpose may order the seizure, and the forfeiture or the destruction of any chattels, liquors or other personal property, which may be found in such building or place, and which the court is satisfied from the evidence in the case wherein such conviction was had, were used or intended to be used to maintain or to aid and abet the said nuisance; and in the event of such order of forfeiture, such forfeiture shall be in the name and to the use of the State of New Jersey, and the court shall direct the forfeited property to be sold by public sale, and the proceeds of such sale to be paid to Abating
nuisance.

Seizure and
destruction.

Forfeiture.

the treasurer of the county wherein such conviction was had.

Additional
penalty—
house may be
closed a year.

5. If the owner of any building or place is found guilty of maintaining a nuisance as defined in this act, the court, wherein such conviction was had, in its discretion, and as an additional penalty for such conviction may order that the building or place where the said nuisance was maintained be closed and disused for a period of time not exceeding one year from the date of the said conviction.

Violation as
contempt of
court.

6. Any violation of any order of the court authorized by this act shall be in the nature of a contempt of such court, and subject to punishment accordingly.

7. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 257.

An Act providing for a right of action to recover damages in cases where injury to person or property, means of support or otherwise, is caused by any intoxicated person, or by reason of the intoxication of any person, or by reason of the sale or procuring of intoxicating liquor in violation of law: providing for the survival of such right of action in the event of the death of any person who may have suffered or inflicted such injury, and fixing the method of distribution of damages that are recovered where death results from intoxication or from the sale or procuring of intoxicating liquor in violation of law.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Right of action
to recover
damages
caused by
liquor.

1. A right of action in any court of competent jurisdiction shall accrue to, or on account of any person who shall be injured in person, property, means of support,

or otherwise, by any intoxicated person, or by reason of the intoxication of, or the sale of any intoxicating liquor to any person, in violation of law. Such right of action shall run against any person who, by unlawfully selling, or by unlawfully assisting in any manner in the procuring of such liquor, shall have caused or contributed to the said intoxication or to the said results of the sale of such liquor. In any such action both actual and exemplary damages may be awarded. In case of the death of any person, who may have suffered or who may have inflicted such injury, the right of action given by this act shall survive to or against the executor, administrator of personal representatives of the decedent; *provided, however*, that if the death of any person results from intoxication, or from the sale or procuring of intoxicating liquor in violation of law, either directly or indirectly, such action shall be brought by and in the name of the personal representatives of such decedent, and the amount recovered in every such action shall be for the exclusive benefit of the widow or of the surviving husband and next of kin of such decedent, and shall be distributed to such widow, surviving husband or next of kin in the proportion provided by law in relation to the distribution of personal property left by persons dying intestate; and in every such action the jury may give such damages as they shall deem fair and just with reference to the pecuniary injuries resulting from such death to the wife, surviving husband and next of kin of such deceased person, and the jury may also give exemplary or punitive damages in addition to damages for such pecuniary injuries; *and provided, further*, that where such deceased person has left or shall leave him or her surviving a widow or husband but no children or descendant of any children and no parents, the widow or surviving husband, as the case may be, shall be entitled to the whole of the damages which may be recovered in any such action; *and, provided, further*, that every action brought under this act shall be commenced or sued within two years after the injury, or, in case of death resulting from such injury, within two years after the death of such deceased person, and not after.

Action to survive in case of death.

Proviso.

Damages awarded.

Proviso.

Proviso.

"Intoxicating liquor" construed.

2. The words "intoxicating liquor," as used in this act, shall be construed to mean and include ethyl alcohol, methyl alcohol, brandy, whiskey, rum, gin, beer, ale, porter, wine and any other spirituous, vinous, malt, brewed or fermented liquor, mixed liquors, and all liquids, admixtures and compounds, whether medicated, proprietary, patented or not, and by whatever name called, which contain one-half of one per centum or more of alcohol by volume.

Alcoholic content presumed.

3. At the trial of any action brought under this act ethyl alcohol, methyl alcohol, brandy, whiskey, rum, gin, beer, ale, porter, wine and any other spirituous, vinous, malt, brewed or fermented liquor and mixed liquors shall be presumed to contain more than one-half of one per centum of alcohol by volume.

4. This act shall take effect immediately.
Passed March 17, 1922.

CHAPTER 258.

An Act providing for the payment of expenses incurred in certain cases by prosecutors of the pleas.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Expenses in enjoining nuisances.

1. Whenever the prosecutor of the pleas for any county shall bring an action, as authorized by the laws of the United States, in any court having jurisdiction to hear and determine equity cases, to enjoin a nuisance as defined by the laws of the United States, all necessary expenses incurred thereby, certified to and approved under his hand by a judge of the Court of Oyer and Terminer, or a judge of the Court of Quarter Sessions of the county wherein the said prosecutor of the pleas holds office, shall be paid by the board of chosen freeholders thereof.

2. This act shall take effect immediately.
Passed March 17, 1922.

CHAPTER 259.

Supplement to an act entitled "An act to authorize cities, boroughs, towns, townships and villages of this State to construct, improve and complete any part of any State Highway System within any such cities, boroughs, towns, townships and villages of this State, now or hereafter laid out, or taken over by the State Highway Commission, and to issue and sell bonds or other obligations of any such cities, boroughs, towns, townships and villages to provide funds for such purposes," approved April eighth, one thousand nine hundred and twenty-one.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. It shall be unlawful for the State Highway Commission to enter into any agreement or contract whatsoever with any city, borough, town, township or village of this State for the construction, reconstruction or improvement of any portion of the State Highway System, except as to funds heretofore allotted, authorized and confirmed by the State Highway Commission, as provided by the act to which this act is a supplement, or amendments thereto or supplements thereof, for the space of one year after the going into effect of this act.

Entering into contracts with municipalities unlawful except as to certain funds.

2. Nothing in this act contained shall affect or invalidate any contract or agreement heretofore made between the State Highway Commission and any city, borough, town, township or village of this State, or any funds allotted, authorized and confirmed by the State Highway Commission, under or in pursuance to the act to which this act is a supplement, or amendments thereof or supplements thereto.

Former contracts not affected.

3. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 260.

Supplement to an act entitled "An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State highway within such county now or hereafter laid out by the State Highway Commission, and to issue and sell the bonds or other obligations of the county to provide funds for such purposes," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Not contract with counties except as to certain funds.

1. It shall be unlawful for the State Highway Commission to enter into any agreement or contract whatsoever with any county for the construction, reconstruction or improvement of any portion of the State Highway System, except as to funds heretofore allotted, authorized and confirmed by the State Highway Commission, as provided by the act to which this act is a supplement, or amendments thereto or supplements thereof, for the space of one year after the going into effect of this act.

Validity of previous contracts.

2. Nothing in this act contained shall affect or invalidate any contract or agreement heretofore made between the State Highway Commission and any county, or any funds allotted, authorized and confirmed by the State Highway Commission, under or in pursuance to the act to which this act is a supplement, or amendments thereof or supplements thereto.

3. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 261.

ment to an act entitled "An act to establish Department of Agriculture and to prescribe its powers and duties," approved March twenty-ninth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. When allegation is made, in writing, on oath or affirmation, before any judge of a District Court, or judicial district, justice of the peace, police justice, or recorder, that the affiant has reason to believe, and does believe, that any provision of the act to which this act is a supplement, or any provisions of the acts of which the Department of Agriculture is charged with enforcing, are being violated, such judge of the District Court or judicial district, justice of the peace, police justice or recorder on being fully satisfied that probable cause exists for such relief, shall issue a summons, which shall be returnable within three days, requiring the person or corporation to whom the same is addressed to show cause why the affiant as the agent of the Department of Agriculture should not be permitted to enter and search, examine or inspect any building of any kind whatsoever except a human dwelling, or to enter on any public or private lands or premises, and if upon the return of such summons, and the hearing thereon, the judge of the District Court or judicial district, justice of the peace, police justice or recorder, shall be satisfied that reasonable grounds exists, he shall thereupon issue a search warrant authorizing the affiant to so enter and search as in this act provided.

Affidavit as to probable violation.

Summons.

Right of search.

2. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 262.

An Act for the construction, improvement, reconstruction and rebuilding of the State Highway System; providing for the defraying of the cost of the same by the taxation of real and personal property in this State, and by the creation of a debt of the State in an amount not exceeding forty million dollars by the issuance of bonds therefor, and for the submission of this act to the people at a general election.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Bond issue
for State
road construc-
tion.

Issue for
roads.

Issue for
bridges.

Obligation
of State.

Tax free.

Commission
with powers.

1. Bonds of the State of New Jersey are hereby authorized in principal amount not exceeding forty million dollars, for the purpose of paying the cost of constructing, improving, reconstructing and rebuilding the State Highway System, as now authorized by law, or portions thereof, including bridges thereon which are a part thereof. Said bonds shall be known as State Highway Bonds, and shall be payable in not to exceed fifteen years from date of issue for such portion as may be issued for constructing, improving, reconstructing and rebuilding of highways, and not to exceed thirty years for such portion as may be issued for the constructing, improving, reconstructing and rebuilding of bridges on said highways, but may be issued in whole or in part for a shorter term, as the issuing officials may determine.

2. Bonds issued in accordance with the provisions of this act shall be a direct obligation of the State of New Jersey, and the faith and credit of the State is pledged for the payment of the interest thereon as same shall become due, and the payment of the principal at maturity. The principal and interest of such bonds shall be exempt from taxation by the State, or by any county, municipality, school district or other taxing district within the State.

3. The Governor, State Treasurer and Comptroller of the Treasury, constituting the State House Commis-

sion, or any two such officials (herein sometimes referred to as the "issuing officials"), are hereby authorized to carry out the provisions of this act relating to the issuance of said bonds, and shall determine all matters in connection therewith subject to the provisions hereof. In case any of said officials shall be absent from the State or incapable of acting for any reason, his powers and duties shall be exercised and performed by such person as shall be authorized by law to act in his place as a State official.

4. Said bonds shall be signed in the name of the State by the Governor, or by his facsimile signature, under the great seal of the State, and attested by the Secretary of State or an Assistant Secretary of State, and shall be countersigned by the Comptroller of the Treasury or the Deputy Comptroller. Interest coupons attached to such bonds shall be signed by the facsimile signature of the Comptroller of the Treasury. Such bonds may be issued notwithstanding that any of the officials signing them, or whose facsimile signatures appear on the bonds or coupons, have ceased to hold office at the time of such issue or at the time of delivery of said bonds to the purchaser.

Details as to authority.

5. (a) Said bonds shall recite that they are issued in pursuance of this act, and that this act was submitted to the people of the State at the general election held in the month of November, one thousand nine hundred and twenty-two, and that it received the sanction of a majority of the votes cast for and against it at such election. Such recital in said bonds shall be conclusive evidence of the authority of the State to issue said bonds and of their validity.

Recital.

(b) Said bonds shall be in such form and in such denomination as may be determined by the issuing officials. Said bonds may be coupon bonds, or may be registered as to principal only with interest coupons attached, or may be registered as to both principal and interest.

Form and denomination.

(c) The issuing officials are hereby authorized to make rules and regulations for the issuance, sale, exchange, transfer, conversion and registration of said bonds.

Regulations.

Issued as required.

In series.

Rate of interest.

Installments due.

Sale advertised.

If rejected further advertisement.

Sale to sinking fund.

Temporary bonds.

6. Said bonds shall be issued from time to time as money is required for the purposes for which they are authorized, as certified by the State Highway Commission, in no greater amount than eight million dollars in any calendar year. If issued from time to time, the bonds of each installment or maturity (when bonds of differing maturities are issued at the same time) shall constitute a separate series, to be designated by the issuing officials. Bonds running for differing maturities may be issued at the same time and sold at the same sale. Each series of bonds shall bear such rate of interest, not exceeding five per centum per annum, as may be determined by the issuing officials, which interest shall be payable semi-annually, provided that the first and last installments of interest may be for a longer or shorter period in order that intervening installments may be payable at convenient dates.

7. Said bonds shall be sold at not less than par and accrued interest and under such regulations as the issuing officials may prescribe, after notice of sale published at least three times, the first publication to be not less than ten days previous to the sale, in at least six newspapers published in the State of New Jersey and in one financial paper published in the city of New York and of Philadelphia, respectively. The said notice of sale may contain a provision to the effect that any or all bids made in pursuance thereof may be rejected. In the event of such rejection, the issuing officials are authorized to give further notice of sale, in the manner above described, as many times as in their judgment may be necessary to effect a satisfactory sale. The issuing officials may sell all or part of the bonds of any series as issued, to the sinking fund herein created and provided, or to the sinking fund of other bonds issued by the State, at private sale without advertisement.

8. Until permanent bonds can be prepared the issuing officials may, in their discretion, issue in lieu of such permanent bonds, temporary bonds or certificates in such form and with such privileges as to the registration and exchange for permanent bonds as they may determine.

9. The proceeds realized from the sale of the bonds, exclusive of accrued interest and premiums received and interest from deposits received from depositories, shall be paid to the State Treasurer and held by him in a separate fund, and deposited in such depositories as may be selected by him, which shall be known as the "State Highway Fund," which fund is hereby specifically dedicated to the purpose of constructing, improving, reconstructing and rebuilding the State Highway System, as now authorized by law, or portions thereof, including bridges thereon which are a part thereof. All accrued interest and premiums from the sale of bonds, excepting as hereinafter directed, together with interest received from deposits of such funds, shall be paid into the sinking fund hereby created and classed as earnings of such sinking fund for the year in which they are received.

Proceeds kept separately.

Specific purpose.

Accrued interest and premiums.

10. The moneys in the State Highway Fund shall be used by the State Highway Commission for the purposes for which bonds are hereby authorized and are to be regulated, controlled, and disbursed as moneys in the State Road Fund for constructing, improving, reconstructing, and rebuilding the State highways are regulated, controlled and disbursed.

Use of funds.

11. In case any coupon bond and the coupons thereunto appertaining, or any registered bond, shall become mutilated or destroyed, a new bond shall be executed and delivered, of like tenor, amount, date and series in exchange and substitution for the mutilated or destroyed bond or coupons. In case of destruction, the applicant for a substituted bond shall furnish to the State House Commission evidence satisfactory to it of such destruction, and also such security and indemnity in equal amount as may be required.

Mutilated or destroyed bonds.

12. Any expense incurred by the issuing officials for advertising, engraving, printing, clerical, legal or other services necessary to carry out the duties imposed upon them by the provisions of this act, shall be paid from accrued interest and premiums from sale of bonds or from the proceeds of the sale of said bonds by the State Treasurer upon the warrant of the Comptroller of

Expenses of issue met from sale.

the Treasury in the same manner as other obligations of the State are paid.

Sinking fund
established.

13. A sinking fund is hereby established for the retirement of the principal of said bonds. Beginning with the calendar year after the date of issue of each series of bonds, and in each year thereafter, an amount shall be paid as hereinafter provided, into the said sinking fund, which would, if thereafter annually contributed to said fund, with the fund in hand, and interest on said fund and on such annual contributions at the rate of three and one-half per centum, compounded annually, be sufficient to pay the principal of the outstanding bonds of each series at their maturity, and such fund is hereby appropriated for such payment. The said amounts required to be contributed in each year on account of all issues are sometimes herein referred to as the "Sinking Fund Requirement."

Commissioners
of sinking
fund.
Duties, etc.

14. A Sinking Fund Commission is hereby created, which shall consist of the Governor, the Comptroller of the Treasury and the State Treasurer. The commission shall be governed by such rules and regulations as they may, from time to time, adopt. The commission shall have the care and management of the sinking fund which is hereby established, and custody and control of all sinking fund moneys, securities, papers and records appertaining thereto. The State Treasurer shall be treasurer of the commission and shall deposit all moneys received as hereinafter prescribed in such depository or depositories as he shall determine. He shall give a bond in such sum as shall be determined by the Sinking Fund Commission, premium for which shall be paid from the tax revenues herein provided. The Sinking Fund Commission shall pay from the sinking funds the interest on all bonds authorized hereunder as same shall become due and payable. The Sinking Fund Commission shall also pay from the sinking funds all bonds authorized hereunder as same shall become due and payable, or at an earlier time if funds are available as herein provided. The Sinking Fund Commission shall invest, reinvest and keep invested all moneys coming into its control only in securities or investments authorized by this act. It shall

Investments.

have power to sell or convert into cash such securities or investments as from time to time may be necessary, to provide funds for the payment of said bonds upon maturity, or for the purpose of protecting the sinking fund from loss or for bettering the investment. It shall be the duty of the commission to keep accurate and detailed books of account covering all moneys coming into its custody, and the investment, return on investment, increase or loss thereon and the expenditure thereof; to make reports as and when required and to permit access to and inspection of accounts and records by any person duly authorized by the State. The Department of Municipal Accounts shall audit said sinking fund each year and its certificate of audit shall accompany the reports.

Bookkeeping.

Audit.

15. Investment of sinking fund moneys shall be limited to the bonds of the Government of the United States, bonds of the State of New Jersey, including bonds issued hereunder, and the bonds of any county, municipality or school district of this State, and the negotiable notes of any county, municipality or school district of this State. It shall be lawful for the Sinking Fund Commission to purchase at private sale the bonds issued by the State (including bonds issued hereunder) at the time of their issuance, any law relating to the public sale thereof to the contrary notwithstanding. To effectuate such purchase, the issuing officials may, by resolution, set apart a portion of the bonds of any series and sell same to the sinking fund and offer the remainder to the public. Bonds issued hereunder, when held by the sinking fund created hereby, may be cancelled from surplus in the sinking fund only, which is over and above the requirements herein set forth. When the sinking fund of any series of bonds shall equal the amount of the uncanceled bonds of such series, no further contributions shall be required to be made thereto, or when the amount in the sinking fund to the credit of any series of bonds shall be sufficient, with three and one-half per centum interest compounded annually, to equal the principal of the outstanding bonds of such series at maturity, no further contributions shall be required to be made thereto except to make good any losses which may occur.

Character of investments.

Purchasing.

When contributions cease.

Provision
for interest.

16. The Sinking Fund Commission shall, on or before the fifteenth day of December of each year, certify to the State Treasurer the amount required for the payment of the interest falling due prior to December thirtieth of the year following the ensuing calendar year and not otherwise provided for, and the sinking fund requirements for the ensuing calendar year for all outstanding bonds, and the interest and sinking fund requirements, as above stipulated, for bonds it is proposed to issue in the ensuing calendar year. The said certificate of such commission shall be conclusive and binding upon the State Treasurer and the State Treasurer shall pay to the Sinking Fund Commission the amount so certified from the tax hereby imposed and received by him, on or before the thirty-first day of December of the year following the date fixed for the certification. For the purpose of determining the amount of the fund in hand at any time the Sinking Fund Commission shall value the securities and investments of the sinking funds at not exceeding their par value, and for the purpose of calculating the amount to be certified, any surplus in the sinking fund over and above the requirements as herein set forth, may be used to reduce the amount to be certified.

Amount in
sinking fund.

Taxation to
meet interest
and principal.

17. (a) To provide funds for the payment of the interest and the principal of the bonds herein authorized, a tax shall be assessed, levied and collected as follows: beginning with the calendar year one thousand nine hundred and twenty-three, and annually thereafter, there shall be assessed, levied and collected in each of the municipalities in the counties of this State, a tax sufficient to meet the interest on all outstanding bonds, and on such bonds as it is proposed to issue under this act in the calendar year in which the tax is to be raised, and for the creation of a sinking fund for the retirement of such bonds all as hereinbefore set forth, upon all the real and personal property in every such municipality upon which municipal taxes are or shall be assessed, levied and collected; *provided*, that in the year one thousand nine hundred and twenty-three, and annually thereafter until and including the year one thousand nine hundred and twenty-seven such tax shall

Proviso.

not be less than one mill on each dollar of the value of such real and personal property. The tax hereby imposed shall be assessed, levied and collected in the same manner and at the same time as other taxes upon real and personal property are assessed, levied and collected. The governing body of each municipality shall cause to be paid to the county treasurer of the county in which such municipality is located, on or before the fifteenth day of December in each year, the amount of the tax herein directed to be assessed and levied, and the county treasurer shall pay the amount of said tax to the State Treasurer on or before the twentieth day of December in each year.

Tax—one mill.

How levied.

Yearly payments by municipalities.

(b) The Sinking Fund Commission shall, on or before the fifteenth day of December in each year certify to the Comptroller of the Treasury the amount necessary for the interest and the sinking fund payments as hereinbefore provided, the same to be assessed, levied and collected for and in the ensuing calendar year. The Comptroller of the Treasury shall, on or before the first day of March, following, calculate the amount in dollars, or the millage on the dollar of valuation, as the case may be, to be assessed, levied and collected as herein set forth in each county; if in a fixed amount in dollars, such calculation shall be based upon the ratables of the preceding year, as shown by the then corrected assessed valuation of such county; if by millage on the dollar of valuation, it shall apply to the valuation basis of the current year, and certify said amount or the millage so calculated to the county board of taxation and the county treasurer of each county. The said county board of taxation shall include the amount in dollars or the millage on the dollar of valuation, as the case may be, so certified, in the current tax levy of the several taxing districts of the county in proportion to the ratables as ascertained for the current year.

Amount necessary for interest and sinking fund.

Amount to be assessed.

Amount included in current tax levy.

(c) Such portion of the tax imposed under this section as shall be necessary for the payment of interest, and the sinking fund requirements as herein directed to be certified, shall be reserved and set aside as collected by the State Treasurer and paid to the Sinking Fund

Amount reserved for fund.

Use of taxes
collected—
allotment.

Commission as hereinbefore directed. The remainder of such taxes collected shall be used for reimbursing counties and municipalities for moneys borrowed or to be borrowed by them for constructing, improving, reconstructing and rebuilding such portions of the State Highway System as may at the date of the approval or passage of this act, as the case may be, be allotted, authorized and confirmed by the State Highway Commission under the provisions of an act entitled "An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State highway within any such county now or hereafter laid out by the State Highway Commission, and to issue and sell the bonds or other obligations of the county to provide funds for such purposes," approved March fourth, one thousand nine hundred and eighteen; and "A supplement to an act entitled 'An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State highway within any such county now or hereafter laid out by the State Highway Commission, and to issue and sell bonds or other obligations of the county to provide funds for such purposes,' approved March fourth, one thousand nine hundred and eighteen, which supplement was approved April twenty-first, one thousand nine hundred and twenty"; and "An act to authorize cities, boroughs, towns, townships and villages of this State to construct, improve and complete any part of any State highway system within such cities, boroughs, towns, townships and villages of this State, now or hereafter laid out, or taken over by the State Highway Commission, and to issue and sell bonds or other obligations of any such cities, boroughs, towns, townships and villages to provide funds for such purposes," approved April eighth, one thousand nine hundred and twenty-one; and amendments thereof and supplements thereto, as and when agreed to be paid by said State Highway Commission, and the balance remaining shall become part of the State Highway Fund and used for the constructing, improving, reconstructing and rebuilding of the State Highway System, including bridges thereof which are a part thereof.

18. For the purpose of complying with the provisions of the State Constitution, this act shall, at the general election to be held in the month of November, one thousand nine hundred and twenty-two, be submitted to the people. In order to inform the people of the contents of this act it shall be the duty of the Secretary of State, after this section shall take effect and at least thirty days prior to the said election, to cause this act to be published at least once in at least ten newspapers published in the State. It shall be the duty of the Secretary of State to arrange, in accordance with the statutes of this State in such case made and provided, for such submission, of which submission the same notice shall be given as is required by law to be given of said election, and the people of the State may, at such election, vote for and against the sanction or rejection of this act in the following manner:

Referendum.

Intent advertised.

Submission to people.

There shall be printed on each official ballot the following:

If you favor the taking effect of the act entitled below, make an X or + mark in the square opposite the word "Yes."

If you are opposed to the taking effect of the act entitled below, make an X or + mark in the square opposite the word "No."

Proposition.

	Yes.	An act for the construction, improvement, reconstruction and rebuilding of the State Highway System; providing for the defraying of the cost of the same by taxation of real and personal property in this State, and by the creation of a debt of the State in an amount not exceeding forty million dollars by the issuance of bonds therefor, and for the submission of this act to the people at a general election.
	No.	

The fact and date of the approval or passage of this act, as the case may be, shall be inserted in the appropriate place after the title in said ballot.

Canvass and
result.

The said ballots so cast for and against this act shall be counted and the result thereof returned by the election officer, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the sanction or rejection of this act so determined shall be declared in the manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such election in favor of the sanction of this act, then all of the provisions of this act shall take effect forthwith.

When act
effective.

19. This section and the preceding section of this act shall take effect immediately, and the remainder of this act shall take effect as and when provided in the preceding section.

Passed March 17, 1922.

CHAPTER 263.

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Appointment
of boards of
education in
first class
cities.

1. In every city of the first class in this State the mayor of such city shall, during the month of June next after the passage of this act, appoint nine persons to be members of the board of education of the school district in said city, whose term of office shall begin on the first day of July thereafter. In making the first appointment the mayor shall appoint three persons to

Terms.

serve for one year, three for two years and three for three years, and annually thereafter, during the month of June, the said mayor shall appoint three persons to be members of said board of education to serve for a term of three years beginning on the first day of July next succeeding their appointment, to take the place of those members whose terms shall expire in said year. Any vacancy in such board of education shall be forthwith reported by the secretary of said board to the mayor, who shall, within thirty days thereafter, appoint a person to fill such vacancy for the unexpired term. To every appointee said mayor shall issue and deliver a certificate of appointment.

2. On the first day of July in each year, or on the following day if that be a Sunday, every board of education constituted by this supplement shall organize by electing one of its members as president and another as vice president, which officers shall serve for one year and until their respective successors shall be elected.

3. The terms of office of all members of boards of education of the school districts in cities of the first class in this State shall expire on the first day of July next after the passage of this act.

4. All acts and parts of acts inconsistent herewith are hereby repealed.

5. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 264.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*

1. Any municipality may undertake as a local improvement the improvement and paving for its entire

Improving streets part of highway.

width from gutter to gutter, of any road, street, avenue or highway proposed to be improved by the board of chosen freeholders of any county, or by or under the direction of the State Highway Commission.

Municipality
may contract
with free-
holders.

2. It shall be lawful for the municipality in which said local improvement is undertaken, through its governing body, by and with the consent of the State Commissioner of Public Roads, to enter into a contract with the board of chosen freeholders of the county in which the said municipality lies, or with said State Highway Commission, to pay the entire added cost and expense due to said increased width of improvement and paving, which contract shall fix and prescribe the time and manner of payment by said municipality of such added cost and expense; *provided, however*, that such contract shall not be entered into unless and until the proceedings and acts for the undertaking of a local improvement have been taken and performed in the manner prescribed by the act to which this act is a supplement.

Proviso.

Assessment
to meet
expenses.

3. The additional cost and expense due to the said increased width of improvement may be assessed upon the lands benefited or increased in value by reason of such improvement, and the assessments and collection thereof shall be made in the same manner as other assessments for local improvements are authorized to be assessed and collected by the act to which this act is a supplement.

Repealer.

4. All acts or parts of acts inconsistent herewith are hereby repealed and this act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 265.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof,'" approved March fifteenth, one thousand nine hundred and seventeen, which said supplement was approved April twelfth, one thousand nine hundred and twenty-one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section two of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows: Section 2 amended.

Route No. 2 of the State Highway System as described or designated in section one of the act to which this act is a supplement shall be extended by including therein a spur extending from the property line of the Tacony-Palmyra Ferry Company to the Burlington pike at Five Points, and from the terminal point of said route at the city line of the city of Camden, in the county of Camden, through the said city of Camden to the approach or entrance of the bridge proposed to be constructed over the Delaware river by the States of New Jersey and Pennsylvania. Route 2 extended.

2. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 266,

An Act to provide for the appointment of probation officers and to define their duties and powers (Revision, 1922).

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Probation
officers ap-
pointed by
court.

1. The judge or judges of the Court of Common Pleas in and for each county in this State are hereby authorized and empowered, if in their judgment the interests of justice will be promoted thereby, to appoint one officer, to be known as chief probation officer, to perform the duties of a chief probation officer, as hereinafter defined, under the direction of said court; and in any county of the first and second classes, upon the application of the chief probation officer, the said judge or judges may appoint as many probation officers as may be needed (one or more of whom may be women) to carry out the purposes of this act.

Salaries fixed.

2. The said judge or judges shall fix annual salaries to be paid to the said chief probation officer and the other probation officers so to be appointed by the said judge or judges by order, under the hand of said judge or judges, and filed in the office of the county collector of the said county; and thereafter the said salaries shall be paid in equal semi-monthly payments out of the funds of such county in the same manner as the salaries of the officers of said county are now paid.

Powers and
duties.

Records.

3. Each probation officer shall, in the execution of his official duties, have all the powers of a constable under the laws of this State; he shall keep a complete and accurate record of each case committed to his care or investigated by him in suitable books, to be provided by the board of chosen freeholders of the county for that purpose, which record shall be at all times open to the inspection of the court or any person appointed by the court for that purpose, as well as of all magistrates within the county, and the chief of police or other

Open to in-
spection.

head officer of police of any city, town, township, village or borough within the county, unless otherwise ordered in any particular case or matter by the court appointing him; and he shall, whenever directed by the court so to do, carefully inquire into the antecedents, character and offense of any person convicted of crime within the jurisdiction of the court appointing him, and do and perform such other duties as may be required by the court; blanks for the foregoing purpose shall be prepared and filed in his office in each case for the use of the court and for reference.

Inquiries to be made.

4. In case of the absence or disqualification of any probation officer for any cause, the judge or judges of the said court, upon the application of the chief probation officer, may appoint some other person as a probation officer pro tempore, who shall receive as compensation for each day's service a sum determined by the court; *provided*, the compensation so paid for any excess over ninety days' absence of any probation officer in any one year may be deducted from the salary of such probation officer.

Pro tempore officer.

Proviso.

5. The actual expenses and disbursements incident to the proper performance of the duties of probation officers, including necessary traveling and maintenance expenses in attending probation officers' meetings and conferences on social work when previously authorized by the court, shall be presented to the court making said appointment in the form of an itemized voucher, and if the same shall be approved by the court the probation officer shall be reimbursed for the same from the treasury of the county.

Provision for expenses.

6. Any probation officer, police officer, or other officer with power of arrest, upon request of chief probation officer, may arrest, without warrant, any person released on probation under his care who, in the judgment of said probation officer, shall have violated the condition of his probation, or the rules and regulations governing same, or shall have re-engaged in criminal practices, or become abandoned to improper association or a vicious life, and a certificate by said probation officer that said probationer has, in his judgment, forfeited his probation in any of the respects before mentioned shall be a

As to arrests of probationers.

Detention.

sufficient warrant for the detention of said probationer in the county jail until his case shall have been inquired into and disposed of as provided by law; and such probation officer shall forthwith report to the judge of the court in which said probationer was convicted that said probationer has, in his judgment, forfeited his probation in some one or more of the respects above mentioned, and has been taken into custody,

Report to court.

Relation between probation officer and person.

7. Whenever any person shall be released on probation under the care of the probation officer by any magistrate, such probation officer shall have in relation to such person all the powers and be subject to the same duties as are conferred and imposed upon him by this act with reference to offenders released on probation under his care by the Court of Common Pleas, and the person so released on probation shall be subject to the rules and regulations established by the Court of Common Pleas relating to persons released on probation.

Repealer.

8. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed and this act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 267.

An Act to amend an act entitled "A supplement to an act entitled 'An act to authorize boards of chosen freeholders of counties of this State to acquire lands and erect and maintain hospitals for contagious diseases, and to provide for their control and management,' approved April eighth, one thousand nine hundred and three. Public Laws 1903, chapter 155, page 238," which supplement was approved April fifth, one thousand nine hundred and nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1 amended.

I. Section one of the supplement to which this act is an amendment is hereby amended to read as follows:

1. In the maintenance and management of such hospitals the compensation of the officers or employees appointed by the board of management of any hospital built under the act of which this is a supplement, or the board of chosen freeholders in counties of the first class, shall be subject to the approval of the board of chosen freeholders of the county in which such hospital is situated, and the purchase of supplies for use in such hospital and the repair of all buildings connected with such hospital shall be under the control of such board of chosen freeholders in the same manner that such purchases and repairs for other county institutions are under the control of the board of chosen freeholders.

Freeholders
in charge of
county hos-
pital.

2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Repealers.

Passed March 17, 1922.

CHAPTER 268.

An Act to amend an act entitled "An act to authorize boards of chosen freeholders of counties of this State to acquire lands and erect and maintain hospitals for contagious diseases, and to provide for their control and management," approved April eighth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section three of the act to which this act is an amendment is hereby amended to read as follows:

Section 3
amended.

3. When such hospital has been built and is ready for occupancy, the director of the board of chosen freeholders of the county in which it is located shall, with the consent and approval of said board, appoint a board of managers of said hospital, which board shall consist of six members, residents of the said county, three of

Managers of
hospital.

Appointment
Number.

whom shall be selected from the members of the several boards of health in said county, except in municipalities governed under commission form of government and in which there are no such boards of health, such selections may be made from the several heads of the departments charged with the administration of matters of public health in such municipalities, and three shall be physicians; not more than three members of any such board shall belong to the same political party; two of the persons first appointed as herein provided shall be appointed to serve for three years, two shall be appointed to serve for two years, and two shall be appointed to serve for one year, from the date of their appointments; and thereafter the members of said board of managers shall serve for the term of three years; the members of said board of managers shall serve without compensation;

Terms. any vacancy in said board arising from any cause, except expiration of term of office, shall be filled in the manner herein provided for original appointments, for the unexpired term only; said board of managers shall have the control and government of such hospital and the care and custody of such hospital building or buildings; it may appoint and remove at pleasure a superintendent or warden thereof, and such other officers or employees as it may deem necessary, and fix their compensation; it may adopt and establish suitable by-laws with respect to the terms of admission, support and discharge of patients, and such rules and regulations as it shall deem necessary for the proper conduct and government of said hospital. In counties of the first class, the board of chosen freeholders, or such a committee or committees thereof as such board may designate, shall exercise all the functions herein conferred on such board of managers. In other counties all functions described in this act and the amendments and supplements thereto, as belonging to the board of managers in other counties, shall in counties of the first class, inhere in and be exercised by the board of chosen freeholders of such county, or its said committee or committees. In counties of the first class, the director of the board of chosen freeholders shall each year, and at the time of the organization of the said board of chosen freeholders, select from

Vacancy.

Duties.

Superintendent and employees.

Regulations.

In first class counties.

among the members of such board a committee to exercise the functions given to the board of managers in other counties, subject, however, to the general jurisdiction and control of such board of chosen freeholders, and shall designate the chairman of such committee. On the passage of this amendment, the authority of any board of managers heretofore appointed in counties of the first class shall cease and terminate. In counties of the first class the boards of chosen freeholders shall under this act appoint each year with the advice of the superintendent of the hospital, an advisory and consulting staff of not less than five physicians resident in such county, whose duties shall be to confer and consult with the said superintendent and such board of chosen freeholders to promote and advance the scientific, medical and surgical development of each institution. Notice of meetings of the designated hospital committee of such board of chosen freeholders shall be given to each member of such advisory staff.

End of term.

Staff appointments.

2. Section four of the act to which this act is an amendment is hereby amended to read as follows:

Section 4 amended.

4. The board of managers of any such hospital, or such committee of the board of chosen freeholders, as the case may be, shall also have power, and it shall be its duty, through its employees, to send for and convey to it any person or persons anywhere in said county afflicted with any contagious or infectious disease, or showing pronounced symptoms thereof, whenever the disease is of such character, or the residential conditions surrounding the persons afflicted therewith are such, that the removal of such person to the hospital is necessary to prevent contagion or infection, under such suitable regulations as it may prescribe, with the view to prevent the spread of disease.

Removal of persons with contagious disease.

3. Section five of the act to which this act is an amendment is hereby amended to read as follows:

Section 5 amended.

5. Any hospital erected and maintained under this act shall be used and devoted exclusively for and to the care and treatment of all persons in the county in which it is located who are afflicted with contagious or infectious disease, whether such persons be indigent or able to pay for the medical care, attendance and treatment

Use of hospital.

Proviso.

which they may receive therein; *provided, however*, the said board of managers, or said committee of said board of chosen freeholders, as the case may be, may make reasonable charges for the care and treatment of all persons received into such hospital who may be able to pay for the same, and any moneys received therefor shall be expended under the direction of said board or said committee towards the support of said hospital.

Charge may be made.

Repealer.

4. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 269.

An Act to amend an act entitled "An act concerning tuberculosis," approved March twenty-eighth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1 amended.

I. Section one of the act to which this act is an amendment is hereby amended to read as follows:

County hospitals for tubercular diseases.

I. The board of chosen freeholders of any county shall have power to establish a county hospital for the care and treatment of persons suffering from the disease know as tuberculosis.

Powers of freeholders:

When said board shall have voted to establish such hospital, it shall have the following powers:

Property;

To purchase and lease real property therefor, or acquire such real property and easements therein, by condemnation proceedings, in the manner prescribed by "An act to regulate the ascertainment of payment of compensation for property condemned or taken for public use (Revision of 1900)," and the supplements thereto and amendments thereof.

Buildings;

To erect all necessary buildings, make all necessary improvements and repairs and alter any existing build-

ings for the use of said hospital; *provided*, that the plans for such erection, alteration or repair shall first be approved by the State Board of Health. Proviso.

To appoint a board of managers for said hospital as hereinafter provided: Managers;

In counties of the first class the board of chosen freeholders or such committee or committees thereof as such board may designate, shall exercise all the functions herein conferred on the board of managers, and all the functions described in this act and the amendments thereto and supplements thereof as belonging to the board of managers, shall, in counties of the first class, inhere in and be exercised by the board of chosen freeholders of such county or its said committee or committees. Functions in counties of first class;

Upon request of the board of managers or in counties of the first class on its own initiative, to equip the hospital with all necessary furniture, appliances, fixtures and other needed facilities for the care and treatment of patients and for the use of officers and employees thereof, and shall purchase all necessary supplies. Equipment, care of patients, officers;

To cause to be assessed, levied and collected such sums of money as it shall deem necessary for suitable lands, buildings and improvements for said hospital, and for the maintenance thereof, and for all other necessary expenditures therefor; and to borrow money for the erection of such hospital and for the purchase of a site therefor on the credit of the county, and issue county obligations therefor, in such manner as it may do for other county purposes. Money provided;

To accept and hold in trust for the county any grant or devise of land, or any gift or bequest of money or other personal property or any donation to be applied, principal or income, or both, for the benefit of said hospital, and apply the same in accordance with the terms of the gift. Trusteeship.

2. Section two of the act to which this act is an amendment is hereby amended to read as follows: Section 2 amended.

2. When the board of chosen freeholders shall have determined to establish a hospital for the care and treatment of persons suffering from tuberculosis, and shall have acquired a site therefor, and shall have awarded Board of managers.

- contracts for the necessary buildings and improvements thereon, it shall appoint five citizens of the county, of whom at least two shall be practicing physicians, who shall constitute a board of managers of the said hospital. The term of office of each member of said board shall be five years, and the term of one of such managers shall expire annually; the first appointment shall be made for the respective terms of five, four, three, two and one years. Appointment of successors shall be for the full term of five years, except that appointment of persons to fill vacancies occurring by death, resignation or other cause shall be made for the unexpired term. Failure of any manager to attend three consecutive meetings of the board shall cause a vacancy in his office, unless said absence is excused by formal action of the board of managers. The managers shall receive no compensation for their services, but shall be allowed their actual and necessary traveling and other expenses, to be audited and paid in the same manner as the other expenses of the hospital by the board of chosen freeholders. Any manager may at any time be removed from office by the board of chosen freeholders of the county for cause after an opportunity to be heard.
- In counties of the first class the board of chosen freeholders or such committee or committees thereof as such board may designate, shall exercise all the functions herein conferred on the board of managers, and all the functions described in this act and the amendments thereto and supplements thereof as belonging to the board of managers, shall, in counties of the first class, inhere in and be exercised by the board of chosen freeholders of such county or its said committee or committees.
- In counties of the first class the board of chosen freeholders shall under this act appoint each year with the advice of the superintendent of the hospital, an advisory and consulting staff of not less than five physicians resident in such county, whose duties shall be to confer and consult with the said superintendent and such board of chosen freeholders to promote and advance the scientific, medical and surgical development of each institution. Notice of meetings of the designated hospital committee
- Terms.**
- Vacancies.**
- No salary; expenses allowed.**
- Removal from office.**
- Functions of managers.**
- Staff officers.**

of such board of chosen freeholders shall be given to each member of such advisory staff.

Any board of chosen freeholders in a county of the first class may at any time after the passage of this act, adopt a resolution delegating the duties and powers provided for in this act to be vested in a board of managers in counties other than counties of the first class, and from and after the passage of such resolution, and its approval by the county supervisor, the management of the county hospital for tuberculosis shall be by a board of managers appointed and functioning in the same manner as boards of managers in counties other than the first class.

Powers and duties delegated.

3. Section three of the act to which this act is an amendment is hereby amended to read as follows :

Section 3 amended.

3. The board of managers shall elect from among its members a president and one or more vice-presidents. In counties of the first class the director of the board of chosen freeholders shall select from among the members of the board, a committee to exercise the functions given in other counties to the board of managers, subject, however, to the general jurisdiction and control of such board of chosen freeholders, and shall designate the chairman of such committee. Said board of managers or such board of chosen freeholders, as the case may be, shall appoint a superintendent of the hospital, who shall be, except in counties of the first class, also, treasurer and secretary of the board. Said superintendent shall not be a member of the board of managers, and shall be a qualified practitioner of medicine or other person trained for work of said character.

Organization.

Superintendent.

Qualifications.

Said board of managers or said committee of said board of chosen freeholders shall fix the salaries of the superintendent and all other officers and employees, subject to the approval of the board of chosen freeholders, within the limits of the appropriation made therefor by such board of chosen freeholders, and such salaries shall be compensation in full for all services rendered. The board of managers or said committee of said board of chosen freeholders shall determine the amount of time required to be spent at the hospital by said superintendent in the discharge of his duties; shall have the gen-

Salaries fixed.

Rules and regulations.

eral superintendence, management and control of the said hospital, of the grounds, buildings, officers and employees thereof, of the inmates therein, and of all matters relating to the government, discipline, contracts and fiscal concerns thereof, and make such rules and regulations as may seem to them necessary for carrying out the purposes of such hospital; shall maintain an effective inspection of said hospital and keep itself informed of the affairs and management thereof; shall meet at the hospital at least once in every month, and at such other times as may be prescribed in the by-laws, and shall hold its annual meeting at least three weeks prior to the meeting of the board of chosen freeholders, at which appropriations for the ensuing year are to be considered.

Records.

Shall keep in a book provided for that purpose a proper record of its proceedings, which shall be open at all times to the inspection of its members, to the members of the board of chosen freeholders of the county and to duly authorized representatives of the State Commissioner of Charities and Corrections and of the State Board of Health.

Certification
of accounts.

Shall certify all bills and accounts, including the salaries and wages, and transmit them to the board of chosen freeholders of the county, who shall provide for their payment in the same manner as other charges against the county are paid.

Report to
freeholders—
what to show.

Shall make to the board of chosen freeholders of the county, annually, at such time as said board of chosen freeholders shall direct, a detailed report of the operations of the hospital during the year, the number of patients received, the methods and results of their treatment, together with suitable recommendations and such other matter as may be required of them, and full and detailed estimates of the appropriations required during the ensuing year for all purposes, including maintenance, the erection of buildings, repairs, renewals, extensions, improvements, betterments or other necessary purposes.

Section 4
amended.

4. Section four of the act to which this act is an amendment be and the same is hereby amended to read as follows:

4. The superintendent shall be chief executive officer of the hospital and subject to the by-laws or rules and regulations thereof, and to the powers of the board of managers or of said committee of the board of chosen freeholders, as the case may be.

Chief executive.

Shall have general supervision and control of the records, accounts and buildings of the hospital, and all internal affairs, and maintain discipline therein, and enforce compliance with and obedience to all rules, by-laws and regulations adopted by the board of managers or by said committee of the board of chosen freeholders, as the case may be, for the government, discipline and management of said hospital and the employees and inmates thereof. He shall make such further rules, regulations and orders as he may deem necessary, not inconsistent with law or with the rules, regulations and directions of the board of managers, or of said committee of the board of chosen freeholders, as the case may be.

General duties of superintendent.

Rules and regulations.

Shall, with the consent of the board of managers, or of said committee of the board of chosen freeholders, as the case may be, appoint such resident officers and such employees as he may think proper and necessary for the efficient performance of the business of the hospital, and prescribe their duties; and for cause stated in writing, after an opportunity to be heard, discharge any such officer or employee at his discretion.

Resident officers and employees.

Shall cause proper accounts and records of the business and operations of the hospital to be kept regularly from day to day in books and on records provided for that purpose; and see that such accounts and records are correctly made up for the annual report to the board of chosen freeholders, as required by section three of this chapter, and present the same to the board of managers or to said committee of the board of chosen freeholders, as the case may be, who shall incorporate them in their report to the said freeholders.

Accounts and records.

Shall receive into the hospital, under the general direction of the board of managers, or of said committee of the board of chosen freeholders, as the case may be, in the order of application, any person found to be suffering from tuberculosis in any form, who has a legal settlement in the county, or who has been an actual resident

Receive applications.

- and inhabitant of the county for a period of at least one year prior to his application for admission to said hospital, or any person who may be committed to said hospital by an order of any judge of the Court of Common Pleas; subject, however, to the further provisions of this act. Said superintendent shall cause to be kept proper accounts and records of the admission of all patients, their names, age, sex, color, marital condition, residence, occupation and place of last employment.
- Record of admissions.** Shall cause a careful examination to be made of the physical condition of all persons admitted to the hospital and provide for the treatment of each such patient according to his need; and shall cause a record to be kept of the condition of each patient when admitted and from time to time thereafter.
- Physical condition of patients.** Shall temporarily discharge from said hospital any patient who shall wilfully or habitually violate the rules thereof; or who is found not to have tuberculosis; or who is found to have recovered therefrom; or who for any other reason is no longer a suitable patient for treatment therein; and shall make a full report thereof at the next meeting of the board of managers, or of said committee of the board of chosen freeholders, as the case may be, who shall make such final disposition of the case as they may think proper.
- Discharge of certain inmates.** Shall collect and receive all moneys due the hospital, keep an accurate account of the same, report the same at a monthly meeting of the board of managers, or of said committee of the board of chosen freeholders, as the case may be, and transmit the same to the county treasurer within ten days after such meeting.
- Financial matters.** Shall, before entering upon the discharge of his duties, give a bond in such sum as the board of managers or said committee of the board of chosen freeholders, as the case may be, may determine to secure the faithful performance of such duties.
- Bond given.** 5. Section five of the act to which this act is an amendment be and the same is hereby amended to read as follows:
- Section 5 amended.** 5. Any resident of the county in which the hospital is situated, desiring treatment in such hospital, may apply in person to the superintendent or to any reputable
- Applications for admission.**

physician for examination, and such physician, if he find that said person is suffering from tuberculosis in any form, may apply to the superintendent of the hospital for his admission. Blank forms for such application shall be provided by the hospital, and shall be forwarded by the superintendent thereof gratuitously to any reputable physician in the county upon request. So far as practicable applications for admission to the hospital shall be made upon such forms. The superintendent of the hospital, upon receipt of such application, if it appears therefrom that the patient is suffering from tuberculosis, and if there be a vacancy in the said hospital shall notify the person named in such application to appear in person at the hospital. If, upon personal examination of such patient, or of any patient applying in person for admission, the superintendent and the board of managers, or said committee of the board of chosen freeholders as the case may be are satisfied that such person is suffering from tuberculosis, he shall admit him to the hospital as a patient. All such applications shall state whether, in the judgment of the physician, the person is able to pay in whole or in part for his care and treatment while at the hospital; and every application shall be filed and recorded in a book kept for that purpose in the order of their receipt. *Provided, further,* that the legal settlement and the financial ability of the patient or the person or persons chargeable with his or her support, shall be determined in the same way and by the same method that those facts are determined in the case of insane patients under an act entitled "An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen; and a copy of the finding of the judicial officer shall be forthwith filed in the office of the clerk of the county in which such patient is confined and a copy duly certified by the clerk of the county shall be forthwith forwarded to the superintendent of the hospital to which the patient is admitted and by him

Examination
of applicant.

Ability to
pay.

Proviso.

Findings filed.

kept on file, and if it appears by said finding that the patient has a legal settlement in any county of this State and is indigent, then he shall be supported in said institution at the expense of the county in which he has a legal settlement, and if it appears by said finding that the patient has no legal settlement in any county of this State, then he shall be maintained at the expense of the State; *provided, however,* that if said patient shall have a legal settlement in any county of this State other than the county in which he make application for admission and the county in which he has a legal settlement maintains an institution for the care and treatment of persons suffering from tuberculosis under an act to which this act is an amendment, then it shall be the duty of the superintendent of the institution to which he has been admitted to notify the superintendent of the institution of the county in which he has a legal settlement of the fact of his admission to the institution and the judicial finding as to his legal settlement and indigency; and said patient may be transferred to the institution in the county in which he has a legal settlement, by the superintendent of the institution of that county, unless the judicial officer who determines the legal settlement shall certify that, in his opinion, his removal from the county would be detrimental to the patient's health or against the best interest of the patient's family, and in that event, he shall be maintained as aforesaid in the institution to which he has been admitted. *Provided, however,* that the county in which he has a legal settlement shall be bound for the patient's maintenance until he be transferred as aforesaid. The expense of his maintenance in any institution of any county in which the patient has not a legal settlement shall be paid by the county in which he has a legal settlement if any such there be in this State, upon bills rendered by the superintendent of the institution in which he is maintained, to the board of chosen freeholders of the county in which he has a legal settlement, and suit may be maintained in any of the courts of this State having jurisdiction of the subject matter, for the collection of the same. And if the expense of maintenance of said patient is chargeable to the State under

Proviso.

Proviso.

County liable for payment.

Payment by State.

the provisions of this act, then the State shall pay for said maintenance in the same way it pays or contributes toward the support of indigent patients in any other institutions of this State according to the act approved February twenty-eighth, one thousand nine hundred and eighteen, referred to in this section. Nothing herein contained, however, shall permit the removal of the patient to the State institution for the care and treatment of tuberculosis against his will. When said hospital is completed and ready for the treatment of patients or whenever thereafter there are vacancies therein, admission to said hospital shall be made in the order in which the names of applicants shall appear upon the application book to be kept as above provided, in so far as such applicants are certified to by the superintendent to be suffering from tuberculosis. No discrimination shall be made in the accommodation, care or treatment of any patient because of the fact that the patient or his relatives contribute to the cost of his maintenance in whole or in part, and no patient shall be permitted to pay for his maintenance in such hospital a greater sum than the average per capita cost of maintenance therein, including a reasonable allowance for the interest on the cost of the hospital; and no officer or employee of such hospital shall accept from any patient thereof any fee, payment or gratuity whatsoever for his services, and any such person having been so admitted shall not be discharged without having first obtained permission of the superintendent or board of managers of such hospital, or said committee of the board of chosen freeholders, as the case may be, so that such person may not become a menace to the community. The board of managers or said committee of the board of chosen freeholders, as the case may be, shall have the right to hold and detain any patient admitted to said hospital when in their judgment it is for the benefit of said patient or of the community that said patient remain therein, but said patient or any person as his next friend, may apply to the Court of Common Pleas in a summary manner for the discharge of said patient. The medical superintendent shall have the custody and control of every person admitted as a patient to said hospital until properly

Admission in order of application.

No discriminations.

Gratuities forbidden.

Detention of patients.

Custody, control, discipline of patients.

discharged, and subject to the regulations established by the board of managers, or by said committee of the board of chosen freeholders, as the case may be, may restrain and discipline any patient in such manner as in his opinion is required for the welfare of said patient.

Section 7
amended.

6. Section seven of the act to which this act is an amendment is hereby amended to read as follows:

Inspection
of hospital
and records.

7. The resident officer of the hospital shall admit the managers, or the members of said committee of the board of chosen freeholders, as the case may be, into every part of the hospital and the premises and give them access on demand to all books, papers, accounts and records, pertaining to the hospital, and shall furnish copies, abstracts and reports whenever required by them. All hospitals established or maintained under the provisions of this act shall be subject to inspection by any duly authorized representative of the State Board of Charities, of the State Department of Health, of the State Charities Aid Association, and of the board of chosen freeholders of the county; and the resident officers shall admit such representatives into every part of the hospital and its buildings, and give them access on demand to all records, reports, books, papers and accounts pertaining to the hospital.

Right of
access.

Present board
to cease.

7. Upon the passage of this amendment the authority of any board of managers heretofore appointed in counties of the first class shall cease and determine.

Repealer.

8. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 270.

An Act to empower the Board of Public Utility Commissioners to require any common carrier by railroad to employ a sufficient number of men in the management of any of its trains and to repeal section three of an act entitled "An act to empower the Board of Public Utility Commissioners to require any common carrier by railroad to employ a sufficient number of men in the management of any of its trains and to repeal an act entitled 'An act to promote the safety of travelers and employees upon railroads by compelling common carriers by railroads to properly man their trains,' approved April first, one thousand nine hundred and thirteen," approved March twenty-second, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In addition to the powers and duties now imposed upon and vested in the Board of Public Utility Commissioners, said board shall have power, upon its own initiative or upon complaint in writing, by order in writing, after hearing on notice to the parties, to direct any common carrier by railroad in the State of New Jersey to employ such number of employees on any of its trains as said Board of Public Utility Commissioners shall deem necessary to afford safe, adequate and proper service for the protection of the public and the employees of said common carrier. Number in train crews.

2. Section three of an act entitled "An act to empower the Board of Public Utility Commissioners to require any common carrier by railroad to employ a sufficient number of men in the management of any of its trains, and to repeal an act entitled 'An act to promote the safety of travelers and employees upon railroads by compelling common carriers by railroad to Section 3 repealed.

properly man their trains,' approved April first, one thousand nine hundred and thirteen," approved March twenty-second, one thousand nine hundred and seventeen, be, and the same hereby is, repealed.

Passed March 17, 1922.

CHAPTER 271.

An Act to amend an act entitled "An act creating a Department of State Police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making appropriation for the expenses connected therewith," passed March twenty-ninth, one thousand nine hundred and twenty-one.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 2
amended.

1. Section two of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Deputy
assistants

2. The superintendent of State police shall have authority to appoint a deputy superintendent, at an annual salary of three thousand five hundred dollars, payable monthly; a major-and-adjutant, at an annual salary of three thousand dollars, payable monthly.

Section 3
amended.

2. Section three of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Organization.
Headquarters
troops and
salaries.

3. The Department of State Police shall consist of a headquarters troop, composed of the following personnel: One captain, with an annual salary of two thousand four hundred dollars, payable monthly; one lieutenant, at an annual salary of two thousand dollars, payable monthly; one sergeant-major, at an annual

salary of one thousand five hundred dollars, payable monthly; one supply sergeant, at an annual salary of one thousand five hundred dollars, payable monthly; one first sergeant, at an annual salary of one thousand five hundred dollars, payable monthly; one sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one signal sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one stable sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one medical sergeant, at an annual salary of one thousand four hundred dollars, payable monthly; one corporal at an annual salary of one thousand three hundred dollars, payable monthly; one corporal clerk, at an annual salary of one thousand three hundred dollars, payable monthly; one signal corporal, at an annual salary of one thousand three hundred dollars, payable monthly; two clerks, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; one medical trooper, first class, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; four troopers, first class, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; and two troops, which shall each be composed of the following personnel: One captain, at an annual salary of two thousand four hundred dollars, payable monthly; one lieutenant, at an annual salary of two thousand dollars, payable monthly; one first sergeant, at an annual salary of one thousand five hundred dollars, payable monthly; four sergeants, at an annual salary of one thousand four hundred dollars, payable monthly; four corporals, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal saddler, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal horseshoer, at an annual salary of one thousand three hundred dollars, payable monthly; one corporal mechanic, at an annual salary of one thousand three hundred dollars, payable monthly; one clerk, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; four troopers, first class, at an annual salary of one thousand two hundred and fifty dollars, payable monthly; forty troopers, at an

Two troops,
how composed
and salaries.

annual salary of one thousand two hundred dollars, payable monthly.

Appointment and removal.

All of the officers and troopers of the State police force enumerated in this section shall be appointed or reappointed by the superintendent of State police for a period of two years, and shall be removable by him after charges have been preferred and a hearing granted;

Proviso.

provided, that no person shall be appointed a member of the State police unless he shall be a citizen of the United States, preferably a resident of the State of New Jersey, of good health, good moral character, between the ages

Proviso.

of twenty-one and forty years; *and provided*, that no one shall be appointed a member of the State police who has not established satisfactory evidence of his qualifications by passing a physical and mental examination based upon the standard provided by the rules and regulations of the United States Army; *and provided*, that

Proviso.

voluntary withdrawal from the State police force without consent of the superintendent of State police shall be a misdemeanor, and that troopers removed from the State police for cause, after a hearing, shall be ineligible for reappointment.

Increase in pay.

All the troopers constituting the State police as enumerated in this section shall receive an increase of one hundred dollars per year during continuous service after the completion of the first enlistment of two years, and until the fifth year, when the aggregate increase of three hundred dollars per annum shall have been reached.

Section 4 amended.

3. Section four of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Qualifications for superintendents.

4. The superintendent and deputy superintendent of the State police, as well as the captain and lieutenant of each troop, in order to be eligible to an appointment as such in said State police shall be a citizen of the United States, and shall have served at least two years as an officer in the army of the United States, and shall have been honorably discharged from such service with a rank not lower than that of a lieutenant; *provided, however*, that a commissioned officer in the State police shall be eligible to promotion to the rank of captain or to

Proviso.

ranks above that of captain; *and provided, further*, that

Proviso.

a noncommissioned officer of the State policẽ shall be eligible to promotion to the rank of lieutenant.

4. This act shall take effect immediately.

Passed March 17, 1922.

CHAPTER 272.

An Act to amend an act entitled "An act to provide for the appointment of an Interstate Bridge and Tunnel Commission and to define its powers and duties," approved February fourteenth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this act is an amendment be and the same is hereby amended so that it shall read as follows: Section 1 amended.

1. Weller H. Noyes, of Tenafly, Bergen county; Robert S. Sinclair, of South Orange, Essex county; Isaac Ferris, Jr., of Merchantville, Camden county; Thomas J. S. Barlow, of Mapleshade, Burlington county; John F. Boyle, of Jersey City, Hudson county; John B. Kates, of Collingswood, Camden county; Frank L. Suplee, of Glassboro, Gloucester county, and Theodore Boettger, of Hackensack, Bergen county, are hereby appointed to be members of the New Jersey Interstate Bridge and Tunnel Commission. Said commission shall consist of eight persons, not more than four of whom shall be members of the same political party, and all of whom shall be residents of this State. The members of said commission shall take office upon the date when this act becomes effective, and shall continue in office until the first day of July, one thousand nine hundred and twenty-seven. They shall receive no compensation for their services, but the State Treasurer shall, upon the warrant of the State Comptroller, reimburse them for their necessary expenses. Members of commission.

Oath.
Term.

No compensation; expenses met.

Section 2 amended.

2. Section two of the act to which this act is an amendment be and the same is hereby amended so that it shall read as follows:

Organization.

2. The commission shall organize on the day following the date upon which this act becomes effective, and shall select a chairman, and a vice-chairman, and shall appoint a secretary, each of whom shall hold office for one year, and until their respective successors have been duly elected. The commission shall select such clerical assistants as shall be necessary for carrying into effect the provisions of this act. The terms of the members of the New Jersey Interstate Bridge and Tunnel Commission now in office are hereby terminated, and the positions or employments of the officers and employees of such commission are hereby vacated; *provided, however,* that nothing herein contained shall be construed to affect the positions or employments of persons appointed or employed jointly by the New Jersey Interstate Bridge and Tunnel Commission, and the New York State Bridge and Tunnel Commission. The commission created by this act shall hold not less than twelve stated meetings in each year, and all stated meetings and the minutes thereof shall be open to the public.

Clerical assistants.

Present commission terminated.

Proviso.

3. Section six of the act to which this act is an amendment be and the same is hereby amended so that it shall read as follows:

Meetings.

Section 6 amended.

6. Such commission shall have such duties in connection with the providing of interstate bridges and tunnels as shall from time to time be conferred upon it by the Legislature, and shall have all the powers appropriate and necessary for the performance of such duties. All action shall be determined by the said commission by the vote of a majority of those present; *provided,* at least five members be present. The signature of the chairman of the commission, or in his absence or disability, the signature of a person duly authorized and designated by the commission, to any order, regulation, contract, bill or other paper or document to be signed in behalf of such commission, shall be sufficient evidence of the authority therefor and the authenticity thereof.

Duties and powers.

Majority action.
Proviso.
Evidence of authority.

4. This act shall take effect immediately.

Passed March 18, 1922.

CHAPTER 273.

A Supplement to an act entitled "A supplement to an act entitled 'An act to extend the system of highways in this State by providing for the construction, maintenance and operation of bridges and tunnels for vehicular or other traffic across the Delaware river and the Hudson river, or either of them, in co-operation with the city or State, or both, with which such bridges or tunnels, or either of them, shall connect,' approved February fourteenth, one thousand nine hundred and eighteen," which said supplement was approved April eighth, one thousand nine hundred and nineteen, and is designated as charter seventy of the session laws of said year, providing for the vacation, widening, or change of grade of, public roads, streets or highways, in certain cases.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever the New Jersey Interstate Bridge and Tunnel Commission shall, in its discretion, deem it necessary or expedient, for the purpose of carrying out any plans that may be adopted by said commission for the construction of the Hudson river tunnel and the approaches thereto and the exits therefrom, to vacate, widen, or change the grade of, any public road, street or highway, or any portion thereof, the said commission, in addition to the powers now possessed by it, is hereby authorized, by resolution, and after notice as herein provided, to vacate, widen, or change the grade of, any such road, street or highway, or any portion thereof. Said commission is further authorized, in like manner, whenever it deems any public road, street, or highway, or portion thereof, to be necessary or expedient for use as a substitution for, or a relocation of, the properties or facilities of any waterway, canal, rail-

Power to
change streets.

As to changes
affecting com-
mon carriers.

road or street railway which are purchased or condemned for the purposes of such tunnel and its approaches and exits, so as to enable the person or corporation owning or operating said waterway, canal, railroad or street railway to carry out the purposes for which such properties or facilities are held or used, or intended to be used, at the time of the adoption of such resolution, to vacate, widen or change the grade of any such road, street or highway, or portion thereof, though the same is not immediately contiguous to the property which is to be used directly for the purpose of carrying into effect this act or the act to which this act is a supplement.

Property affected.

Provisions to effectuate purposes of act.

2. In any such resolution, said commission shall make provision for the relocation, if necessary, of sewers, water pipes, gas pipes, telephone or telegraph wires, conduits or any other public facilities that may be located in any such road, street or highway, or portion thereof, and may also make provision for ingress and egress to or from any private property abutting on such road, street or highway, which may be affected by the vacation, widening, or change of grade thereof.

Transfer of rights.

3. Such resolution, when adopted and filed by said commission, and after compensation made or tendered, as herein provided, shall operate to transfer, grant to, and confer upon, the person or corporation owning or operating such waterway, canal, railroad or street railway, all right and easement of the public in and to any such road, street or highway, or portion thereof, and shall extinguish any public or private right or easement therein.

Compensation for rights taken.

4. Wherever the private rights of any abutting owners are extinguished or affected by the vacation, widening, or change of grade of any road, street or highway, or portion thereof, as herein provided, the commission shall compensate such abutting owners in the manner and to the extent now provided by law, and may provide for such ingress and egress to and from private property as the commission may deem necessary or expedient.

Notice of proposed action.

5. At least fifteen days' written notice of the time and place when and where any resolution pro-

posed to be adopted by the commission under this act will be finally acted upon shall be given by the commission to the mayor or other chief executive officer of any municipality having charge of the public road, street or highway, or portion thereof, affected by such resolution. Said notice shall be given to the mayor or other chief executive officer either personally, or by leaving the same at his office with the person in charge thereof. Like notice shall be given to abutting owners, occupants and persons interested; and such notice shall be served upon parties residing in this State either personally or by leaving the same at their residence, if known, and where the residence is unknown or out of the State, notice shall be given by publication at least twice, once each on different days in one week, in a newspaper published in the county and circulating generally in the municipality wherein the property affected by such resolution is located. Like notice shall also be given to any public utility owning or controlling pipes, wires or other facilities in or along any street or streets which may be affected by such resolution, by leaving a copy thereof at the principal office of such public utility in this State. At the time and place fixed in such notice or at any time or place to which the said hearing may be adjourned, the commission shall sit to hear parties interested, and to determine whether said proposed resolution shall be adopted. A certified copy of any resolution adopted by the commission, together with such maps or descriptions as may be necessary to definitely indicate the public road, street, or highway, or portion thereof, so vacated, widened or changed in grade, shall be filed by the commission in the same manner and place as other maps or descriptions for the vacation, widening or change of grade of public roads, streets, or highways are now required by law to be filed in such municipality, and when so filed shall constitute the lawful vacation, widening or change of grade of such public road, street or highway in the manner indicated by such resolution, maps or descriptions.

6. Upon the filing of a certified copy of any resolution adopted by the commission, together with any such maps or descriptions as herein provided, and upon the

How served.

Notices to persons concerned.

Notice to public utilities.

Hearing.

Copies of resolutions and maps filed.

Filing constitutes vacation of streets.

Right of entry after filing and payment.

payment or tender of payment of the amount awarded as compensation to abutting owners, occupants and persons interested in the properties which are affected by such resolution, the said commission, and the person or corporation owning or operating said waterway, canal, railroad or street railway, are hereby empowered to enter upon and take possession of such road, street or highway, or portion thereof, for the purposes herein authorized.

7. This act shall take effect immediately.

Passed March 18, 1922.

CHAPTER 274.

An Act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 8
amended.

Salaries of
clerks of Dis-
trict Courts.

1. Section eight of the act of which this act is amendatory is hereby amended to read as follows:

8. The salaries of clerks of said courts, in counties other than counties of the first class, shall be fixed as follows: In cities having two hundred thousand inhabitants or over, an annual salary of three thousand dollars; in cities having between fifty-five thousand and two hundred thousand inhabitants, an annual salary of twenty-five hundred dollars; in cities having between twenty-five thousand inhabitants and fifty-five thousand inhabitants, an annual salary of eighteen hundred dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of fifteen hundred dollars; in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of twelve hundred dollars; in judicial

districts having one hundred inhabitants or over, an annual salary of two thousand dollars; in judicial districts having between sixty thousand and one hundred thousand inhabitants, an annual salary of fifteen hundred dollars; in judicial districts having a population of sixty thousand or less, twelve hundred and fifty dollars; and the salaries of clerks of said courts in counties of the first class shall be fixed as follows: In cities having two hundred thousand inhabitants or over, the salary of said clerk shall not be less than three thousand dollars nor more than thirty-five hundred dollars per annum; in cities having between fifty-five thousand and two hundred thousand inhabitants, the salary of such clerk shall not be less than twenty-five hundred dollars nor more than three thousand dollars per annum; in judicial districts having less than one hundred thousand inhabitants, the salary of said clerk shall not be less than fifteen hundred dollars nor more than two thousand dollars per annum; the amount of such salary shall be fixed by the judge of any such District Court at any time during the term of office of any such clerk and shall be paid by such city from date of appointment or increase of salary; which salaries of said clerks shall be in lieu of all fees whatsoever; *provided, however,* said clerks shall devote their entire time and attention to the duties of said office daily during business hours. This act shall not apply to fourth class cities bordering on the Atlantic ocean.

Salaries in
judicial dis-
tricts.

Proviso.

Exception.

Repealer.

2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Filed March 18, 1922.

CHAPTER 275.

An Act for the better preservation of the peace upon the premises of Palisades Interstate Park, and for the enforcement of obedience to the rules and regulations adopted for the use and government thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Peace officers
com-
mis-
sioned.

1. It shall be lawful for the Governor, on the application in writing of the Commissioners of the Palisades Interstate Park, to commission one or more persons whom such commissioners shall designate by request, not exceeding in number, as peace officers, for the purpose of keeping order, preserving and suppressing or preventing breaches of the peace in that portion of Palisades Interstate Park lying within the State of New Jersey, which officers shall have, when on duty, the same power, authority and immunities which constables and other peace officers under the laws of this State possess and enjoy. Such persons shall hold their said offices from year to year; shall have power to enforce obedience in said portion of Palisades Interstate Park to any rule or regulation of the Commissioners of Palisades Interstate Park for the preservation of quiet and good order and for the use and government thereof, and also shall have power to enforce all the provisions of "An act for suppressing vice and immorality" (Revision, 1877, p. 1234), and all the provisions of "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof and proceedings for the violations of the provisions of the act and penalties for said violations," approved April twelfth, one thousand nine hundred and six, and all the provisions of "An act providing for the regulation of vehicles, animals and pedestrians on all public roads and

Term.
Powers

Laws ap-
plicable.

turnpikes and prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations, and granting authority to towns, cities, boroughs and townships, under certain restrictions for the adoption of ordinances further regulating vehicles, pedestrians and animals and designating the authorities to enforce these provisions and defining their power and their authority," approved April sixth, one thousand nine hundred and fifteen, and all the provisions of any acts amendatory of or supplemental to any and all of the foregoing acts, and to arrest for the commission of any crime in all respects.

2. Not more than fifty officers of the law and three justices of the peace so designated shall be specially commissioned as aforesaid so as to possess within the limits of that portion of Palisades Interstate Park which lies within the State of New Jersey, all the powers and jurisdiction in criminal cases, which justices of the peace, recorders, police judges and police justices now are or hereafter may be authorized to exercise within any township, borough, town or city in this State, or for the enforcement of the acts in the preceding section mentioned or of any other act tending to the preservation of order.

Jurisdiction in criminal cases.

3. Such peace officers shall be entitled to have, for their service, such fees as constables and justices of the peace are entitled to receive for like services by them performed.

Fees allowed.

4. Such peace officers specially commissioned as aforesaid to exercise the jurisdiction of justices of the peace, recorders, police judges and police justices as aforesaid, shall have the right to take recognizances from all persons brought before them, both to keep the peace, and also to appear before the Court of General Sessions of the Peace of the county wherein said part of Palisades Park lies, to answer to any criminal charge against them, and such recognizances shall be forthwith sent to the court aforesaid of the said county, and all proceedings before such officers shall be duly by them recorded, kept and disposed of as required of justices of the peace.

Right to take recognizances.

5. This act shall take effect immediately.

Approved March 21, 1922.

CHAPTER 276.

An Act to amend an act entitled "An act to amend an act entitled 'An act for the assessment and collection of taxes' (Revision of 1918), approved March fourth, nineteen hundred and eighteen," which amendment was approved April twenty-first, nineteen hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 203
amended.

I. Section two hundred and three of the act to which this act is amendatory be and the same is hereby amended so as to read as follows:

Tax exemp-
tions:

203. The following property shall be exempt from taxation under this act, namely:

U. S. securi-
ties;

(1) (a) The bonds and other securities of the United States (other than circulating notes of national banking associations and United States legal tender notes and other notes and certificates of the United States, payable on demand and circulating or intended to circulate as currency, and gold, silver or other coin);

State, county,
etc.;

(b) All bonds, securities, improvement certificates and other evidences of indebtedness, heretofore or hereafter issued by this State or by any county thereof, or by any taxing district or school district of this State;

Personal prop-
erty outside
State;

(c) The personal property owned by citizens or corporations of this State, situate and being out of the State upon which taxes shall have been actually assessed and paid within twelve months next before October first, being the day prescribed by law for commencing the assessment.

Public
property;

(2) The property of the United States and of the State of New Jersey; property of the respective counties, school districts, and taxing districts, when located therein and used for public purposes, or for the preservation or exhibit of historical data, records or property, but this exemption shall not include real property bought in for debts or on foreclosure of mortgages given to

secure loans out of public funds or out of money in court, which property shall be taxed unless devoted to public uses.

(3) Any real estate or personal property owned and used for military purposes by any organization under the jurisdiction of this State, or of the United States, on condition that all income derived from said property above the expense of its maintenance and repair, shall be used exclusively for such military purposes; and, any building, real estate or personal property used by an organization composed entirely of veterans of any war of the United States.

Property used
for military
purposes;

(4) All buildings actually used for colleges, schools, academies or seminaries: all buildings actually used for historical societies, associations or exhibitions, when owned by the State, county or any political subdivision thereof, all buildings actually and exclusively used for public libraries, religious worship, or asylums or schools for feeble-minded or idiotic persons and children: all buildings used exclusively by any association or corporation formed for the purpose and actually engaged in the work of preventing cruelty to animals: all buildings actually and exclusively used in the work of associations and corporations organized exclusively for the moral and mental improvement of men, women or children, or for religious, charitable or hospital purposes, or for one or more of such purposes: the building actually occupied as a parsonage by the officiating clergyman of any religious corporation of this State, to an amount not exceeding five thousand dollars: the land whereon any of the buildings hereinbefore mentioned are erected, and which may be necessary for the fair enjoyment thereof, and which is devoted to the purposes above mentioned and to no other purpose, and does not exceed five acres in extent: the furniture and personal property in said buildings if used in and devoted to the purposes above mentioned; *provided, however,* in the case of all the foregoing, that said buildings, or the lands on which they stand, or the associations, corporations or institutions using and occupying the same as aforesaid, are not conducted for profit, except that the exemption of the buildings and lands, used for

Schools,
colleges,
churches,
libraries, etc.;

Proviso.

- charitable, benevolent or religious purposes shall extend to cases where the charitable, benevolent or religious work therein carried on is supported partly by fees and charges received from or on behalf of beneficiaries using or occupying the said building; *provided*, the building is wholly controlled by and the entire income therefrom is used for said charitable, benevolent or religious purposes; *provided, further*, that the foregoing exemptions shall apply only where the association, corporation or institution claiming the exemption, is incorporated or organized under the laws of this State, and authorized to carry out the purposes on account of which such exemption is claimed, and either owns the property in question, or has such an equitable control or ownership as to use, management, occupancy, sale and disposition thereof, notwithstanding the legal title may be in another person or in a corporation organized under the laws of this State or of another State of the United States; that such property is being used on the taxing date for purposes of a nature exempted herein, and then only where such equitable ownership is declared by such parties or their agents so equitably owning or controlling the same to the local assessor of taxes on or before the time fixed for the making of the assessment; the funds of all charitable and benevolent institutions and associations collected and held exclusively for the sick and disabled members thereof, or for the widows of deceased members, or for the education, support or maintenance of the children of deceased members, and all endowments and funds held and administered exclusively for charitable, benevolent, religious or hospital purposes within this State.
- Funds of charitable societies;**
- Stock of certain corporations;**
- (5) The shares of stock of any corporation of this State which by contract with the State is expressly exempted from taxation, and the shares of stock of any corporation of this State the capital or property whereof is made taxable to and against said corporation.
- Burial grounds;**
- (6) Graveyards not exceeding ten acres of ground, and cemeteries and buildings for cemetery use erected thereon.
- Fire companies;**
- (7) The real and personal property of any exempt firemen's association, firemen's relief association and

volunteer fire company incorporated under the laws of this State and which is used exclusively for the purposes of such corporations.

(8) All offices and franchises, and all property used for railroad and canal purposes, the taxation of which is provided for by any other law of this State.

Railroads and canals;

(9) All persons enrolled as active members of the fire department or of any organized volunteer fire department of any taxing district or fire district under the control of any township committee, common council or other authorized public body: all exempt firemen of any taxing district; all honorably discharged soldiers and sailors who have served in the army or navy of the United States during any war or rebellion and their widows during widowhood: and all members of the National Guard during their term of service, and all persons engaged in any branch of the military or naval service either of this State or of the United States during the period of the present war, shall be exempt on proper claim made therefor from poll taxes and from State, county or municipal taxation upon real and personal property, or both, to a valuation not exceeding in the aggregate five hundred dollars, which may be assessed against their property in the case of active and exempt firemen in the municipality or township under the supervision of which they may be doing public fire duty, or in the service of which they became exempt: in the case of soldiers and sailors, in the municipality or township wherein they reside: no taxpayer shall be allowed more than one exemption under this section: the right to claim exemption shall extend to cases where it has accrued before and exists on the date when taxes are due and payable: sufficient evidence to the assessor or collector of taxes of the right to the exemptions in this section authorized shall be as follows: In the case of active and exempt firemen, the certificate of the proper official in charge of the records showing that the claimant is such fireman, which shall be furnished without charge, and in the case of honorably discharged soldiers and sailors, or their widows an honorable discharge, which shall be the last discharge, or the certificate of the Adjutant-General of the State, and in the

Firemen, soldiers, etc., exempt;

\$500 exemption;

Where exempt.

Evidence of right of exemption.

case of commissioned officers of the National Guard the certificate of the Adjutant-General of this State, and in the case of other members of the National Guard and persons engaged in any branch of the military or naval service of this State or of the United States, other than commissioned officers, the certificate under oath of the commander of their company, battery or band: in the case of commissioned officers in the military or naval service of the United States, a certificate signed by the commanding officer of such commissioned officers. Such certificates, where two or more claimants are entitled in the same taxing district, may be in the form of a list, certified and verified by oath and filed with the assessor or collector at or before the time when taxes are payable. All exemptions from taxation recited in this subdivision nine for soldiers, sailors, veterans and their widows, during widowhood, shall also be allowed immediately by such assessor or collector of taxes upon the filing with such assessor or collector of a duly verified claim in writing, on behalf of such soldier, sailor, veteran or widow, by any society incorporated under the laws of this State, to assist all soldiers, sailors, veterans and their widows, during widowhood, to obtain such exemptions from taxations and other privileges, provided by statute or otherwise, without cost or expense to any such soldier, sailor, veteran or widow, the records of which society are located in the State of New Jersey and are open to the free use of all such soldiers, sailors, veterans and widows, and to the State of New Jersey. No charge shall be made for any affidavit, certificate or other service rendered under this subdivision nine: every record of or relating to the soldiers, sailors, and veterans of the present or former wars in which this country has been engaged, in the possession or custody of any officer or employee of this State or of any municipality of this State, shall be considered to be public records and shall be free and open, at all times, for the purpose of obtaining information to aid in the preparation of the claims for exemption from taxation referred to in this act: all such officers shall give the required certificates for the purposes herein named without charge therefor. The city council, board of com-

Certificates.

Allowance of exemptions.

No charges for certain affidavits, etc.

Return of taxes collected.

missioners, township committee or other governing body of each municipality of this State may return all taxes collected, which taxes would have been exempt had proper claims, in writing, been made therefor, by or on behalf of such soldiers, sailors, veterans or widows, of the present or any former war in which this country has been engaged.

(10) Mortgages or debts secured by mortgages on any property which is by the provisions of this act exempt from taxation. Mortgages;

(11) Any personal property or real estate not exceeding two hundred and fifty acres in extent, owned and actually and exclusively used by any corporation organized under the laws of New Jersey to provide instruction in agricultural pursuits for soldiers and sailors of the United States who have been permanently crippled while in active service in time of war; *provided*, that all income derived from said property in excess of the expense of its maintenance and operation, shall be used exclusively for the benefit of such crippled soldiers and sailors. Property used by crippled soldiers;

(12) Household furniture and effects to a value not exceeding one hundred dollars in amount, when located and used in the residence of the owner thereof. Proviso.

(13) Shares of the capital stock of banks, banking associations and trust companies the taxation of which is provided for by any other law or laws of this State. Household goods;

(14) The turnpike road of any turnpike company used by the public without the payment of tolls. Bank stock;

(15) The metal contents of ores and unrefined metals owned by nonresidents of New Jersey and stopped in transit through the State for the purpose of refining. Turnpikes;

2. This act shall take effect immediately, but this act shall not be held to repeal or affect any exemption from taxation heretofore granted by any act of the Legislature not expressly heretofore repealed. Metals in transit.

Effect on former legislation.

Approved March 21, 1922.

CHAPTER 277.

An Act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 8
amended.

Salaries of
clerks of Dis-
trict Courts.

1. Section eight of the act of which this act is amendatory is hereby amended to read as follows:

8. The salaries of clerks of said courts, in counties other than counties of the first class, shall be fixed as follows: In cities having two hundred thousand inhabitants or over, an annual salary of three thousand dollars; in cities having between fifty-five thousand and two hundred thousand inhabitants, an annual salary of twenty-five hundred dollars; in cities having between twenty-five thousand inhabitants and fifty-five thousand inhabitants, an annual salary of eighteen hundred dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of fifteen hundred dollars; in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of twelve hundred dollars; in judicial districts having one hundred thousand inhabitants or over, an annual salary of two thousand dollars; in judicial districts having between forty-five thousand and one hundred thousand inhabitants, an annual salary of fifteen hundred dollars; in judicial districts having a population of forty-five thousand or less, twelve hundred and fifty dollars. The salaries of clerks of said courts in counties of the first class shall be fixed as follows: In cities having two hundred thousand inhabitants or over, the salary of said clerk shall not be less than three thousand dollars nor more than thirty-five hundred dollars per annum; in cities having between fifty-five thousand and two hundred thousand inhabitants, the salary of such clerk shall not be less than

twenty-five hundred dollars nor more than three thousand dollars per annum; in judicial districts having less than one hundred thousand inhabitants, the salary of said clerk shall not be less than fifteen hundred dollars nor more than two thousand dollars per annum; the amount of such salary shall be fixed by the judge of any such District Court at any time during the term of office of any such clerk and shall be paid by such city from date of appointment or increase of salary; which salaries of said clerks shall be in lieu of all fees whatsoever; *provided, however,* said clerks shall devote their entire time and attention to the duties of said office daily during business hours. This act shall not apply to fourth class cities bordering on the Atlantic ocean.

Proviso.

Exception.

2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved March 21, 1922.

CHAPTER 278.

An Act to amend an act entitled "An act concerning tuberculosis," approved March twenty-eighth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section four of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 4 amended.

4. The superintendent shall be chief executive officer of the hospital and subject to the by-laws, rules and regulations thereof, and to the powers of the board of managers, or of said board of freeholders or of said committee, as the case may be.

Executive officer.

Shall have general supervision and control of the records, accounts and buildings of the hospital, and all internal affairs, and maintain discipline therein, and

General supervision.

Rules and regulations.

enforce compliance with and obedience to all rules, by-laws and regulations adopted by the board of managers or by said committee of the board of chosen freeholders, as the case may be, for the government, discipline and management of said hospital and the employees and inmates thereof. He shall make such further rules, regulations and orders as he may deem necessary, not inconsistent with law or with the rules, regulations and directions of the board of managers or of the board of chosen freeholders or its said committee, as the case may be.

Resident officers and employees.

Shall, with the consent of the board of managers or of said committee of the board of chosen freeholders or its said committee, as the case may be, appoint such resident officers and such employees as he may think proper and necessary for the efficient performance of the business of the hospital, and prescribe their duties; and for cause stated in writing, after an opportunity to be heard, discharge any such officer or employee at his discretion.

Accounts and records.

Shall cause proper accounts and records of the business and operations of the hospital to be kept regularly from day to day in books and on records provided for that purpose; and see that such accounts and records are correctly made up for the annual report to the board of freeholders, as required by section three of this chapter, and present the same to the board of managers or to the said committee of the board of chosen freeholders, as the case may be, who shall incorporate them in their report to the said freeholders.

Receive applicants.

Shall receive into the hospital, under the general direction of the board of managers or of said committee of said board of chosen freeholders, as the case may be, in the order of application, any person found to be suffering from tuberculosis in any form, who has a legal settlement in the county, or who has been an actual resident and inhabitant of the county for a period of at least one year prior to his application for admission to said hospital, or any person who may be committed to said hospital by an order of any judge of the Court of Common Pleas; subject, however to the further provisions of this act. Said superintendent shall

Record of admissions.

cause to be kept proper accounts and records of the admission of all patients, their names, age, sex, color, marital condition, residence, occupation and place of last employment.

Shall cause a careful examination to be made of the physical condition of all persons admitted to the hospital and provide for the treatment of each such patient according to his needs; and shall cause a record to be kept of the condition of each patient when admitted and from time to time thereafter.

Physical condition of patients.

Shall temporarily discharge from said hospital any patient who shall wilfully or habitually violate the rules thereof; or who is found not to have tuberculosis; or who is found to have recovered therefrom; or who for any other reason is no longer a suitable patient for treatment therein; and shall make a full report thereof at the next meeting of the board of managers, or of said committee of said board of chosen freeholders, as the case may be; who shall make such final disposition of the case as they may think proper.

Discharges.

Shall collect and receive all moneys due the hospital, keep an accurate account of the same, report the same at a monthly meeting of the board of managers, or of said committee of said board of chosen freeholders, as the case may be, and transmit the same to the county collector within ten days after such meeting.

Financial matters.

Shall, before entering upon the discharge of his duties, give a bond in such sum as the board of managers may determine to secure the faithful performance of such duties.

Bonded.

2. Section five of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 5 amended.

5. Any resident of the county in which the hospital is situated, desiring treatment in such hospital, may apply in person to the superintendent or to any reputable physician for examination, and such physician, if he find that said person is suffering from tuberculosis in any form, may apply to the superintendent of the hospital for his admission. Blank forms for such application shall be provided by the hospital, and shall be forwarded by the superintendent thereof gratuitously to any reputa-

Application for admission.

Form of application.

Examination
of applicant.

Ability to pay.

Legal settle-
ment and
ability to pay
determined.

Findings.

ble physician in the county upon request. So far as practicable applications for admission to the hospital shall be made upon such forms. The superintendent of the hospital, upon receipt of such application, if it appears therefrom that the patient is suffering from tuberculosis, and if there be a vacancy in the said hospital, shall notify the person named in such application to appear in person at the hospital. If, upon personal examination of such patient, or of any patient applying in person for admission, the superintendent and the board of managers or said committee of said board of chosen freeholders as the case may be, are satisfied that such person is suffering from tuberculosis, he shall admit him to the hospital as a patient. All such applications shall state whether, in the judgment of the physician, the person is able to pay in whole or in part for his care and treatment while at the hospital; and every application shall be filed and recorded in a book kept for that purpose in the order of their receipt. *Provided, further,* that the legal settlement and the financial ability of the patient or the person or persons chargeable with his or her support, shall be determined in the same way and by the same method that those facts are determined in the case of insane patients under an act entitled "An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen; and a copy of the finding of the judicial officer shall be forthwith filed in the office of the clerk of the county in which such patient is confined and a copy duly certified by the clerk of the county shall be forthwith forwarded to the superintendent of the hospital to which the patient is admitted and by him kept on file, and if it appears by said finding that the patient has a legal settlement in any county of this State and is indigent, then he shall be supported in said institution at the expense of the county in which he has a legal settlement, and if it appears by said finding that the patient has no legal settlement in any county of this State, then he shall be maintained at

the expense of the State; *provided, however*, that if said patient shall have a legal settlement in any county of this State other than the county in which he makes application for admission, and the county in which he has a legal settlement maintains an institution for the care and treatment of persons suffering from tuberculosis under an act to which this act is an amendment, then it shall be the duty of the superintendent of the institution to which he has been admitted to notify the superintendent of the institution of the county in which he has a legal settlement of the fact of his admission to the institution and the judicial finding as to his legal settlement and indigency; and said patient may be transferred to the institution in the county in which he has a legal settlement, by the superintendent of the institution of that county, unless the judicial officer who determines the legal settlement shall certify that, in his opinion, his removal from the county would be detrimental to the patient's health, or against the best interest of the patient's family, and in that event, he shall be maintained as aforesaid. *Provided, however*, that the county in which he has a legal settlement shall be bound for the patient's maintenance until he be transferred as aforesaid. The expense of his maintenance in any institution of any county in which the patient has not a legal settlement shall be paid by the county in which he has a legal settlement if any such there be in this State, upon bills rendered by the superintendent of the institution in which he is maintained, to the board of chosen freeholders of the county in which he has a legal settlement, and suit may be maintained in any of the courts of this State having jurisdiction of the subject matter, for the collection of the same. And if the expense of maintenance of said patient is chargeable to the State under the provisions of this act, then the State shall pay for said maintenance in the same way it pays or contributes toward the support of indigent patients in any other institutions of this State according to the act approved February twenty-eighth, one thousand nine hundred and eighteen, referred to in this section. Nothing herein contained, however, shall permit the removal

Proviso.

Proviso.

Expenses of maintenance by county;

By State.

Admission in
order of
application.

No discrimi-
nation.

Gratuities
forbidden.

Detention of
patient.

Medical super-
intendent in
charge of pa-
tients.

Section 13
amended.

of the patient to the State institution for the care and treatment of tuberculosis against his will. When said hospital is completed and ready for the treatment of patients or whenever thereafter there are vacancies therein, admission to said hospital shall be made in the order in which the names of applicants shall appear upon the application book to be kept as above provided, in so far as such applicants are certified to by the superintendent to be suffering from tuberculosis. No discrimination shall be made in the accommodation, care or treatment of any patient because of the fact that the patient or his relatives contribute to the cost of his maintenance in whole or in part, and no patient shall be permitted to pay for his maintenance in such hospital a greater sum than the average per capita cost of maintenance therein, including a reasonable allowance for the interest on the cost of the hospital; and no officer or employee of such hospital shall accept from any patient thereof any fee, payment or gratuity whatsoever for his services, and any such person having been so admitted shall not be discharged without having first obtained permission of the superintendent or board of managers of such hospital, so that such person may not become a menace to the community. The board of managers or said committee of said board of chosen freeholders, as the case may be, shall have the right to hold and detain any patient admitted to said hospital when in their judgment it is for the benefit of said patient or for the community that said patient remain therein, but said patient or any person as his next friend, may apply to the Court of Common Pleas in a summary manner for the discharge of said patient. The medical superintendent shall have the custody and control of every person admitted as a patient to said hospital and shall properly discharge and, subject to the regulations established by the board of managers, or of said committee of said board of chosen freeholders, as the case may be, may restrain and discipline any patient in such manner as in his opinion is required for the welfare of said patient.

3. Section thirteen of the act to which this act is an amendment be and the same is hereby amended to read as follows:

13. That there shall be paid by the State Treasurer on warrant of the Comptroller for each patient maintained in such institution such sum as shall be fixed by the State House Commission under Article V of an act entitled "An act concerning the charitable, hospital, relief, training, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen, and payment shall be made in accordance with the provisions of said article. And the legal settlement of the patient and the persons liable for his maintenance shall be the same as fixed in said act.

Amount paid
by State per
patient.

4. This act shall take effect immediately.
Approved March 21, 1922.

CHAPTER 279.

An Act to enable boroughs to regulate and limit the height and bulk of buildings, to regulate and determine the area of yards, courts and other open spaces and to regulate and restrict the location of trades and industries.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The common council or governing commission of boroughs shall have power to regulate and limit the height and bulk of buildings hereafter erected, and to regulate and determine the area of yards, courts and other open spaces. The common council or governing commission may divide the borough into districts of such number, shape and area as it may deem best suited to carry out the purposes of this section. The regulations as to the height and bulk of buildings and the area of yards, courts and other open spaces shall be uniform

Building
regulations.

Districts.

Uniformity.

- for each class of buildings throughout each district. The regulations in one or more districts may differ from those in other districts. Such regulations shall be designed to secure safety from fire and other dangers and to promote the public health and welfare, including provision for adequate light, air and convenience of access.
- Regulations.**
- The common council or governing commission shall pay reasonable regard to the character of buildings erected in each district, the value of the land and the use to which it may be put, to the end that such regulations may promote public health, safety and welfare and the most desirable use for which the land of each district may be adapted, and may tend to conserve the value of the buildings and enhance the value of land throughout the borough.
- Conditions to be considered.**
2. The common council or governing commission of boroughs shall also have power to regulate and restrict the location of buildings designed for specified uses, as well as the location of trades and industries, and may divide the borough into districts of such number, shape and area as it may deem best suited to carry out the purposes of this section. For each such districts regulations may be imposed designating the uses for which buildings may not be erected or altered, and designating the trades and industries that shall be excluded or subjected to special regulations. Such regulations shall be designed to promote the public health, safety and general welfare. The common council or governing commission shall give reasonable consideration, among other things, to the character of the district, its peculiar suitability for particular uses, the conservation of property values, and the direction of building development in accord with a well-considered plan.
- Location and uses of businesses.**
- District regulations.**
- Objects sought.**
3. The common council or governing commission of boroughs accepting the provisions of this act shall appoint a commission to be known as "Commission on Building Districts and Restrictions," to consist of the chief engineer of the board or body having control of the streets and highways, the superintendent of buildings, or such officer of said borough as exercises the duties of a superintendent of buildings, the officer of said borough in charge of the inspection of combustibles
- Commission on zoning.**

and fire risks, and the members of the borough plan commission if such commission exists. In any borough of this State which has not appointed a borough plan commission, the mayor, with the advice and consent of the common council or governing commission, shall then appoint six members-at-large who shall be residents of the municipality. Such commission shall serve without pay and shall recommend the boundaries of districts and appropriate regulations and restrictions to be enforced therein. Such commission shall make a tentative report and hold hearings thereon at such times and places and upon such notice as said commission shall determine before submitting its final report to the common council or governing commission. Said common council or governing commission shall not determine the boundaries of any district nor impose any regulation or restriction until after the final report of a commission so appointed. After such final report said common council or governing commission shall afford persons interested an opportunity to be heard at a time and place to be specified in a notice of hearing to be published for five days in two newspapers of said borough.

No pay.

Hearings on report.

Fixing district lines.

Hearing on final report.

4. The common council or governing commission may, from time to time, after public notice and hearing, amend, supplement or change said regulations or districts. Such proposed amendment, supplement or change, however, must first be referred to the commission on building districts and restrictions for consideration and report before final action shall be taken thereon by said common council or governing commission. But in case a protest against a proposed amendment, supplement or change be presented, duly signed and acknowledged by the owners of twenty per centum or more of the frontage of the property proposed to be altered, or by the owners of twenty per centum of the frontage directly opposite the property proposed to be altered, such amendment shall not be passed except by a three-quarters vote of the common council or governing commission.

Amending regulations.

5. Wherever the provisions of any ordinance or regulation adopted by the common council or governing commission under the provisions of this act impose re-

When local ordinance to govern.

quirements for lower height of buildings or a less percentage of lot that may be occupied, or require wider or larger courts or deeper yards than are imposed or required by existing provision of law or ordinance, the provision of such local ordinance or regulations adopted under the provisions of this act shall govern. Where, however, the provisions of the New Jersey tenement house law, the building code or other ordinance or regulation of any borough impose requirements for lower height of building, or less percentage of lot that may be occupied, or require wider or larger courts or deeper yards than are required by any ordinance or regulation which may be adopted by the common council or governing commission under the provision of this act, the provision of said New Jersey tenement house law or said building code or other ordinance or regulation shall govern.

When tenement house regulations govern.

Exceptions.

6. This act shall not apply to any existing or proposed building used or to be used by a public service corporation in furnishing service if upon a petition of the corporation the Board of Public Utility Commissioners shall, after a public hearing, decide that the present or proposed situation of the building in question is reasonably necessary for the convenience or welfare of the public.

Repealer.

7. All acts or parts of acts inconsistent with this act be and the same are hereby repealed and this act shall take effect immediately.

Approved March 21, 1922.

JOINT RESOLUTIONS

(695)



Joint Resolutions.

JOINT RESOLUTION No. I.

A Joint Resolution relative to a State memorial at
Washington Crossing.

WHEREAS, There is to be celebrated in the year one thousand nine hundred and twenty-six the sesqui-centennial of the signing of the Declaration of Independence; and Preamble.

WHEREAS, There will fall in the same year the sesqui-centennial of General Washington's great exploit in crossing the Delaware river and defeating the British army at the battle of Trenton; and Preamble.

WHEREAS, The State of New Jersey has provided no adequate memorial or monument of this most significant action of the Revolutionary War, but for ten years or more has dallied with the project without formulating a definite policy or program; and Preamble.

WHEREAS, It is proposed that the Federal Government shall erect a memorial bridge along the line of crossing and connecting the parks that may be established and maintained by the States of Pennsylvania and New Jersey, thereby giving a national character to the undertaking; Preamble.

Resolved, That the legislation last enacted, being chapter 162 of the Laws of 1919, be definitely endorsed and recommended as the foundation for the State's undertaking, and for the execution of which the Legislature pledges itself to make appropriations from time to time; Endorsement of previous action.

Resolved, That pending the execution of this comprehensive plan in its entirety, there shall be means provided to complete prior to one thousand nine hundred and twenty-six what is known as the "Ten-acre Plan," already tentatively prepared under the direction of the Department of Conservation and Development, and Ten-acre plan to be carried out.

JOINT RESOLUTIONS Nos. 1 & 2.

Appropriation.

which is estimated to cost, exclusive of the land necessary to be acquired, seventy-five thousand dollars. There is hereby appropriated for the purchase of the necessary land, and for expenses in connection with the development of the park, fifty thousand dollars.

Approved March 11, 1922.

 JOINT RESOLUTION No. 2.

Joint Resolution continuing the New Jersey Building Code Commission appointed pursuant to the provisions of a joint resolution entitled "Joint resolution for the appointment of a commission for the purpose of preparing a building code which shall be applicable to all parts of the State of New Jersey where at the present time there are no building codes in operation," approved April twelfth, one thousand nine hundred and twenty-one.

Preamble

WHEREAS, By virtue of the provisions of joint resolution number six of the legislative session of one thousand nine hundred and twenty-one entitled "Joint resolution for the appointment of a commission for the purpose of preparing a building code which shall be applicable to all parts of the State of New Jersey where at the present time there are no building codes in operation," approved April twelfth, one thousand nine hundred and twenty-one, there was appointed a commission of six members, citizens of New Jersey, to investigate all building codes throughout the State of New Jersey and prepare a proper and uniform building code, which shall be applicable to all parts of the State of New Jersey where at the present time there are no building codes in operation; and

Preamble.

WHEREAS, The commission so appointed was directed by the terms of said joint resolution number six to report at the next session of the Legislature showing their labors, together with the proposed laws; and

WHEREAS, A compliance with the terms of said joint resolution said commission has investigated existing building codes in municipalities having a population of seven hundred and over, and the great amount of work entailed by such an investigation has not permitted the commission to formulate its recommendations as required by such resolution; and

Preamble.

WHEREAS, In order that the terms of the resolution may be complied with; therefore,

Preamble.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. The commission appointed pursuant to the provisions of a joint resolution entitled "Joint resolution for the appointment of a commission for the purpose of preparing a building code which shall be applicable to all parts of the State of New Jersey where at the present time there are no building codes in operation," approved April twelfth, one thousand nine hundred and twenty-one, be and the same is hereby continued and directed to complete its investigations, and to carry on in every respect the terms of said joint resolution, and to embody its recommendations in a report, which report shall contain a proposed law to be presented at the Legislative Session of one thousand nine hundred and twenty-three.

Commission on building code continued.

Report.

2. For the purpose of meeting the reasonable expenses of such commission as outlined in paragraph three of said joint resolution, there is hereby appropriated when approved by the appropriation committee the sum of ten thousand dollars, or so much thereof as may be necessary, which sum shall be disbursed by the State Treasurer upon the warrant of the Comptroller, after approval of bills of said commission.

Appropriation.

3. This joint resolution shall take effect immediately.
Approved March 11, 1922.

JOINT RESOLUTION No. 3.

JOINT RESOLUTION No. 3.

Joint Resolution for the continuance of a commission created by Senate Concurrent Resolution No. 2, adopted by the Senate and House concurring in the one hundred and forty-fifth annual session of the Legislature of the State of New Jersey, to investigate, codify and revise the laws of this State, relating to the settlement and relief of the poor, making an appropriation for the said work and providing for the appointment of a member of the Assembly to serve as a member of said commission.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

Commission on
poor con-
tinued.

1. That the commission appointed pursuant to Senate Concurrent Resolution No. 2, the House concurring, adopted in the one hundred and forty-fifth annual session, be continued, that the Speaker of the House of the Assembly be and hereby is empowered to appoint one member of the Assembly to serve as a member of said commission, to continue as a commission to investigate, codify and revise the laws of this State relating to the settlement and relief of the poor.

Member of
Assembly
added.

Organization.

2. The commission shall organize, elect a chairman and secretary, shall hold hearings and shall report their recommendations in the form of a bill to the next session of the Legislature.

Appropri-
ation.

3. The sum of two thousand (2,000) dollars or so much thereof as may be necessary be and the same is hereby appropriated for the purpose of carrying out the provisions of this resolution, which sum shall be available when included in any annual or special appropriation bill.

4. This resolution shall take effect immediately.

Approved March 11, 1922

JOINT RESOLUTION No. 4.

Joint Resolution approving the proposal of the Department of Conservation and Development for the extension of the forest fire service of the State, and providing an appropriation to make the extension possible.

WHEREAS, The forest land of the State constitutes nearly one-half of its whole area, and now is, and will continue to be, mainly idle unless it produces timber, which timber is greatly needed by our population, and by being produced at home will save great sums in purchase costs and in freights; and Preamble.

WHEREAS, Under present conditions our forests are so exposed to forest fires that the greater part of them are likely to be destroyed or damaged before a timber crop can be matured; and Preamble.

WHEREAS, It has been demonstrated that these forest lands with adequate protection are easily capable of producing a large part of the timber that is needed within the State; and Preamble.

WHEREAS, There is a strong and insistent demand from many interests that this potential State resource be developed; Preamble.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

1. That the enlargement of the forest fire service proposed by the Department of Conservation and Development, and endorsed in principle by the Governor in his annual message to the Legislature, be approved. Increase of forest fire service.

2. To make this approval effective there is hereby appropriated, whenever included in the Annual Appropriation Bill, the sum of fifty-six thousand four hundred dollars for the support of the forest fire service in addition to the sums recommended in the current annual budget message, which sum shall be expended as follows: Appropriation.
Purposes:

Watch towers
and phone.

For lookout towers and for telephone construction to furnish service to them and for other permanent equipment the sum of twenty thousand four hundred dollars.

Permanent
improvement

This sum is a single permanent investment, the annual upkeep on which will be slight, and will complete all construction of this character.

Watchmen,
etc.

3. For the employment of lookout watchmen and section fire chiefs and all operating costs of the enlarged service the sum of thirty-six thousand dollars.

4. This joint resolution shall take effect immediately.
Approved March 11, 1922.

JOINT RESOLUTION No. 5.

A Joint Resolution providing for the acceptance by the State of New Jersey of the provisions of the act of Congress entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November twenty-third, one thousand nine hundred and twenty-one, and the designation of a State agency with which the children's bureau referred to in said act shall have all necessary powers to co-operate as therein provided in the administration of the provisions of said act.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

Preamble.

WHEREAS, The State of New Jersey is desirous of securing the benefits of the appropriations authorized in section two of the act of Congress entitled "An act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes," approved November twenty-third, one thousand nine hundred and twenty-one; therefore,

1. *Be it resolved*, That the State of New Jersey, through the legislative authority thereof, does hereby accept the provisions of said act and does hereby designate the Department of Health, through its division of Child Hygiene, as the State agency with which the children's bureau referred to in said act shall have all necessary power to co-operate as in said act provided, in the administration of the provisions of said act.

Acceptance of act of Congress relative to maternity and infancy.

2. This joint resolution shall take effect immediately.
Passed March 17, 1922.

JOINT RESOLUTION No. 6.

BE IT RESOLVED by the Senate and General Assembly of the State of New Jersey:

1. That a commission of ten members be appointed for the purpose of revising the provisions of the election law for the purpose of standardizing and rendering more efficient the character of, and representation in, party organizations, and providing uniform rules, regulations, constitution, and other matters relative to the conduct and working efficiency of the same; that such commission shall serve without pay, and shall be appointed as follows: Five members, not less than two of which shall be women, shall be appointed by the State chairman of the Republican State Committee, and five members, not less than two of which shall be women, by the chairman of Democratic State Committee. Such commission shall immediately after appointment meet at the State House in Trenton for the purpose of organization, notice for which shall be issued jointly by the chairman of the respective State committees. At such meeting a chairman shall be selected. Such commission shall meet from time to time, and shall report their recommendations, together with amendments to the election law, to support same at this or the subsequent session of the Legislature.

Commission to revise election laws.

Membership.

Organization.

Meetings.

JOINT RESOLUTION No. 6.

If State
chairmen fail
to appoint,
Governor
to act.

In the event that either State chairman of the respective political parties herein referred to refuses or fails, through any cause whatever, to make the appointments herein provided within thirty days after the passage of this act, it shall be the duty of the Governor of this State to make such appointments, the appointees to be members of the party whose chairman has failed to make such appointments.

2. This resolution shall take effect immediately.

Passed March 17, 1922.

PROCLAMATIONS.

(705)



Proclamations by the Governor.

FIRE PREVENTION DAY PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Apparently ignoring our costly experiences of ruinous conflagrations during the past half century and our present great need of conservation, the burning up of our created wealth, with attendant heavy loss of life, goes on apparently unchecked. Over \$1,416,000,000 of our resources were destroyed by fire in the five years from 1915 to 1919, inclusive. Excepting for the year of the San Francisco catastrophe, 1920 witnessed the greatest year's loss we have ever suffered, with a total of \$500,000,000. The losses in our own State during the above five-year period were \$63,679,525.

But greater than this penalty that each of us pays to carelessness and ignorance is the loss of human lives. Approximately 15,000 persons, mostly women and children, are burned to death in the United States each year, and a still larger number are seriously injured and maimed for life.

This appalling waste continues regardless of the untiring efforts of our State and municipal authorities by word and deed to abate even during a period when the existing condition shows little improvement and the high cost of living continues.

NOW, THEREFORE, I, EDWARD I. EDWARDS, Governor of New Jersey, following our State custom and in accordance with the proclamation of His Excellency, President Warren G. Harding, do hereby proclaim and designate Monday, October 10, 1921, as Fire Prevention Day.

and I urgently request every citizen of this State to take an active part in making this day and period of great national value to that end. This applies particularly to

home dwellers, who should cause the destruction of rubbish and inflammable waste material, and to campers and others who use our forests, to refrain from making fires, leaving smoldering embers or throwing away lighted cigars, cigarettes or matches where underbrush, dry leaves and decayed vegetation abound.

The powerful aid of the press is requested to make this movement following the fiftieth anniversary of the great Chicago fire so effective that this evil will be reduced to the minimum and eventually eliminated. With this assistance and the earnest co-operation of our State Labor Department, State Police, Fire Wardens and school authorities with local public and civic organizations, the beginning of a new and better economic era may be looked for.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-eighth [SEAL.] day of September, A. D. one thousand nine hundred and twenty-one, and in the Independence of the United States the one hundred and forty-sixth.

EDWARD I. EDWARDS,
Governor.

By the Governor :

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, His Excellency, Warren G. Harding, President of the United States, has by proclamation called upon the Governors of the various States to designate and set apart on Friday, November 11th, a period of two minutes at twelve o'clock noon, Eastern standard time, for cessation of worldly activities and meditation in honor of the unknown hero whose remains at that

time will be interred in the National Cemetery at Arlington, and,

WHEREAS, The State of New Jersey has, in the enactment of Chapter 193 of the Laws of 1921, designated November 11th, heretofore proclaimed as Armistice Day, to be a legal holiday and observed as such for all intents and purposes, and,

WHEREAS, On said Friday, November 11th, there will assemble in Washington, by call of His Excellency, Warren G. Harding, President of the United States, a conference of representatives of the leading nations of the earth for the purpose of making permanent, through the limitation of armaments, the victory achieved for American principles and ideals in the greatest battle of the world's history, wherein the tide was turned by the entry of the American Expeditionary Forces,

NOW, THEREFORE, I, EDWARD I. EDWARDS, Governor of New Jersey, do urgently request that the people of our State observe Armistice Day in the manner proclaimed by our President, by our State law, and by special services in their churches and other places of worship, in memory of our heroes, known and unknown, and for Divine guidance on the conference which opens on that day to formulate a condition hoped to demonstrate that they did not die in vain.

Given under my hand and the Great Seal of the State of New Jersey, this seventeenth day
[SEAL.] of October, A. D. one thousand nine hundred and twenty-one, and in the independence of the United States the one hundred and forty-sixth.

EDWARD I. EDWARDS,

Governor.

By the Governor:

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The President of the United States has in accordance with custom designated and proclaimed the last Thursday of the present month as a day to be particularly set aside and observed as one of feasting and thanksgiving, and,

WHEREAS, On this three hundredth anniversary of the custom so established it is devoutly hoped that in addition to the manifold blessings with which this country has been endowed during the present year, that success may crown the efforts now under way through a gathering of representatives of the powers who control the destinies of the world to insure that everlasting peace temporarily secured at such a sacrifice just three years ago,

NOW, THEREFORE, I, EDWARD I. EDWARDS, Governor of the State of New Jersey, do hereby proclaim Thursday, November twenty-fourth, as Thanksgiving Day, and request the people of our commonwealth to assemble at some time during the day in their respective places of worship to acknowledge in fitting manner thanksgiving for all we have obtained through the grace of the Almighty.

Given under my hand and the Great Seal of the State of New Jersey, this third day of November, A. D. one thousand nine hundred and twenty-one, and in the independence of the United States the one hundred and forty-sixth.

EDWARD I. EDWARDS,
Governor.

By the Governor.

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The Comptroller did, on the third day of January, nineteen hundred and twenty-two, under the provisions of an act entitled "An act to amend an act entitled 'A further supplement to an act entitled "An act to provide for the imposition of State taxes upon certain corporations and for the collection thereof," approved April eighteenth, one thousand eight hundred and eighty-four,' which supplement was approved June third, one thousand nine hundred and five," which amendment was approved March eleventh, one thousand nine hundred and fourteen, report to the Governor a list of all corporations coming under this act; and

WHEREAS, The following-named corporations so reported have, for the two years preceding such report, failed, neglected or refused to pay the State taxes assessed against them for the year 1919, under the laws of the State of New Jersey, and made payable into the State treasury; and

WHEREAS, Under the provisions of said act the charters of said corporations are revoked and all powers conferred by law upon such corporations declared inoperative and void, unless the Governor gives further time for payment; and

WHEREAS, The Governor has not given further time to the corporations so reported and hereinafter named for the payment of such taxes, and the same are still unpaid;

THEREFORE, I, EDWARD I. EDWARDS, Governor of the State of New Jersey, pursuant to the provisions of said act of the Legislature, do hereby issue this proclamation that the charters of the following-named corporations so reported and in default, to wit:

UNPAID TAXES FOR THE YEAR 1919.

Abbenseth Garage.
Ableman's Clothes Shop, Inc.
Absecon Sand Company.
Acme Graphite Mining Corp.
Addy-Venable Co.
Advance Dental Manufacturing Co.
Aero Transport Co.
A. G. Schoonmaker & Sons, Inc.
Alaska Hotel Co.
Alfred Hills.
A. L. Gosselin, Corporation of America.
Alladdin Oil Company.
Allenby Silk Company.
Alliance Silk Finishing Co.
Allied Theatres, Inc.
Alpha Alcohol Utensil Co.
Altieri Construction Company, Inc.
Amboy Athletic Club.
A. M. Bruggemann, Co.
American Benzoate Corp.
American Building and Construction Company.
American Contracting Co.
American Gas Generator Co.
American Investment Association.
American Laundry Company of Perth Amboy.
American Lighterage and Transportation Co.
American Machine and Tool Co.
American Manicuring Scissors Co.
American Porcelain Manufacturing Co.
American Products Co.
American Sawdust Company, Inc.
American Steel Hardening Products Corp.
American Store Fixture Company, Inc., formerly
American Store Fixture and Furniture Co.
American Yarn Dyeing and Bleaching Co., Inc.
Amherst Realty Co.
Ampere Theatre Corporation.
Anglesea Transportation Co.

Anthony Bus Company.
Apex Lighterage & Transportation Co.
Apex Warping & Winding Co., Inc.
Ararat Bundle Wood Co.
Ardsley Embroidery Co.
Aristo Leather Company, Inc.
Arms and Shells Forging Co.
Army & Navy Supply Co., Inc.
Army Theatres Company.
Artcraft Co.
Arthur Daniels Co., Inc.
Asbestos and Rubber Works of N. J.
Asbury Park Swing Co.
Asbury Specialty Company.
Ashley and Bailey Company.
Asphalt Ready Roofing Co.
Atlantic Button Company.
Atlantic Pork Co.
Atlantic Silk Co.
Atlantic Terminal Co., Formerly Consolidated Warehouse and Lighterage Co.
Atlantic Wholesale Grocery Co.
Atlantic City Brewing Co.
Atlantic City Building and Improvement Co.
Atlantic City Steamship and Terminal Co.
Atlas Trading Co.
Atlas Welding Works, Inc.
Attmore Land Company.
Audubon Realty Co.
Auglaize Construction Co.
Australian Fur Cutting Co.
Automatic Air & Steam Line Connection Co.
Auto Ball-Cock Company.
Autographic Recorder Co.
Auto Registration Service of New Jersey.
Auto Shop Co.
Auto Transit Signal Company of America.
Avalon Development Co.
Babcock Scientific Paint & Oil Company.
Baird Press.
Baker Contracting Corporation.
Balder Metal Works, Inc.

Barnett, Inc.
Bayonne Ship Repairing Co., Inc.
Beach Haven Construction Co.
Beach Villa Improvement Co.
Beachwood Service, Inc.
Bebewada Lumber Corp.
Behre Chemical Works.
Belleville Metal and Chemical Co.
Bellevue Company, Inc.
Belvidere Water Company.
Bergen Silk Mills, Inc.
Berger-Barclay Co., Inc.
Berger-Giorgio Co.
B. & F. Mfg. Co.
B. & H. Silk Co.
Bie and Schiott Company.
Bissett Brick Co.
Bizjack Bros.
B. J. Foley, Inc.
Blackmore Company.
Blend Chemical Co.
Block Chemical Works.
Block-Goldberg Co.
Boardwalk Amusement Co.
Bordentown Home Investment Co.
Bordentown Porcelain Company.
Bosch Manufacturing Co.
Boulevard Realty Co.
Bound Brook Foundry and Machine Company.
Brettner and Meskill Manufacturing Co.
Brick Church Associated Auto & Cab Co.
Brighton Realty Company.
British-American Chemical Co.
Broad Auto Co., Inc.
Broad Avenue Pharmacy.
Broad Street Garage & Sales Company.
Broadway Cloak and Suit Co.
Broadway Improvement Co. of Camden, N. J.
Broadway Piece Dyeing Co.
Brooklyn and Manhattan Ferry Co.
Brown Chemical Company.
Brown & Price, Inc.

Brown & Robb Company.
 Brown's Mills Crest Land Co.
 Brownstone Realty Co.
 Brunswick Manufacturing Co.
 Buckingham Farms, Inc.
 Buffet Restaurant, Inc.
 Bulkhead and Meadow Improvement Co.
 Bulletin Publishing Co.
 Bungalow Sites Co.
 Burt H. Winchester.
 Burtley Sales Co.
 Butler Amusement Co.
 Caldwell Silk Co.
 Camden American Mechanics Hall Association.
 Camden Building Corporation.
 Camden Outlook Co.
 Camp Dix Amusement Co.
 Camp Merit Inn Studio.
 Camp Tailors & Outfitters.
 Camp Vail Laundry.
 Cane Sugar Inverting Co.
 Capitol Garments, Inc.
 Carlson Co. (No. 1).
 Carlton Construction Co.
 Carpenters Building Co.
 Carteret Building Co.
 Carteret Manufacturing Co.
 Castleberg's, Inc., Formerly Weaner & Company, Inc.,
 Formerly L. M. Wood and Co., Inc.
 Castle Rock Park.
 Cement Block Co.
 Center Realty Co.
 Center Township Water Co.
 Central Avenue Garage.
 Central Construction Co.
 Central Holding Corporation.
 Central Restaurant Co.
 Cestone Construction Co.
 Champion Apartment House Co.
 Charles A. Reid Company.
 Charles Bertrand Co., Inc.
 Charles Eilbacher.

Charles Gross and Co.
Charles H. Marks, Inc.
Charles H. Rust, Inc.
Charles Rumpier & Son, Inc., Formerly Rumpier
 Baking Company.
Chic Waist Stores, Inc.
Chime Whistle Co.
Chromos Trading Company.
Clementon Water Co.
Clevenger Engineering Co.
Clifton Steel Co.
Clinton Construction Co. of Jersey City.
Clinton Garage.
Clydesdale Motor Truck Co. of New Jersey.
Coast Land Co.
Cohen and Grossman Silk Co.
Cohen & Solomon, Inc.
Coliseum Theatre Co.
Col-Kil-Mis Co.
Collicine Manufacturing Co.
Colonial Building Co.
Colonial Realty Co.
Columbia Book Co.
Columbia Confectionery Co.
Commercial Acetylene Welding Co.
Commercial Engineering Co.
Commercial Motor Sales Corporation.
Commonwealth Holding Co.
Comstock Silk Co.
Concrete Ship & Barge Corp.
Coniston Corporation.
Consolidated Dentists, Inc.
Continental Investment Co.
Co-operative Purchasing Associates.
Copely Manufacturing Co.
Corn Fix Company, Inc.
Corsilia Realty Co.
Cosgrove-Cook Co.
Crabbe Harness Co.
Crane Company.
Cranford Amusement Co.
Crescent Club Realty Co.

Crescent Shoe Manufacturing Co.
Cresskill Lumber Co.
Crestmount Realty Co.
Criterion Card Co.
Crown Casting Co.
Crystal Spring Duck Farm Co.
Cuban Estates Co.
Cumberland Georges Creek Coal Co.
C. W. Rieman and Co.
Dambur Chemical Works, Inc.
Dare-Devil Amusement Co.
David Rosberger, Inc.
Dayton Tire Company of N. J., Inc.
Delanco Farm and Lumber Co.
Delaware Valley Exploration Co.
De Ledernia Realty and Supply Company.
De Meese and Hyman, Inc.
De Meese Welding Apparatus Co., Inc.
Demisurgical Supply Co., Inc.
Detroit Electric Car Company of Philadelphia.
DeVoe Motors Corporation.
DeVoe-Smith Co.
D. F. M. Co.
Diamond Black Dyeing Co.
Diamond T. Motor Truck Sales Co.
Diamond Tool Company, Inc.
Diener's Cloak & Suit Store.
Dimond Feed Co.
Dispatch Printing Co.
Doblins, Levy and Company.
Dr. Leon, Inc.
Drs. Steiner and Krowitz, Inc.
Dodd, William Manufacturing Co., Inc.
Dominion Securities Co.
Dorr Coffee Co.
Dover Athletic Club.
Doyle Burial Company.
Dugans Transfer Co.
Dundee Poultry Co.
Dunellen Distributing Co.
Eagle Express Co.

Charles Gross and Co.
 Charles H. Marks, Inc.
 Charles H. Rust, Inc.
 Charles Rumpler & Son,
 Baking Company.
 Chic Waist Stores, Ir
 Chime Whistle Co.
 Chromos Trading
 Clementon Wat
 Clevenger En
 Clifton Stee'
 Clinton Co
 Clinton C
 Clydesd
 Coast
 Cohe
 Col
 Co
 C
 E. F. Moore's Son, Inc.
 E. F. Moore's Son, Inc.
 Egyptian Dyes Corporation.
 E. J. Traco Cigar Manufacturing Co.
 Electrical Construction Co.
 Electro Chemical Products Corp.
 Elihu Realty Corporation.
 Elkanah-Burns Co.
 Elmer Ordnance Corporation.
 Em Em Corporation.
 Emergency Industrial Development Co.
 Empire Amusement Co.
 Empire Produce Manufacturing Co.
 Englewood Co-operative Delivery Co.
 Englewood Palisade Development Co.
 Eradico Company.
 Essex Belt Fastener Company.
 Essex Shear Co., Inc.
 Eureka Theatre Co.
 Ewing Heights Company.
 Excelsior Laundry Company.
 Export Nitro-Phospho Corporation.
 Express Coal Line.
 Factory Supplies Corporation.
 F. Alfano & Co., Inc.
 Fallonite Company.
 Farmers' Co-operative Ass'n of Perrineville.
 Farming Machine Co.
 Farrar Sugarless Sweets Co.
 Federal Estates Co.

Federal Oil and Supply Company.
Federal Scrap Iron and Metal Co.
Federal Textile Company.
Federal Realty Company.
Federal Realty Company.
Fidelity Cotton Oil and Fertilizer Co.
Fidelity Realty Co.
Filmore Construction Co.
Fireproof Realty & Construction Co.
Fish Hawk Company.
Fleckenstein and Co.
Flomar Construction Co.
Flower Silk Company.
Forbes-Garside, Inc.
Fortesque Development Co.
Fox Hill Coal, Ice and Lumber Co.
Fox Silk Company.
Frank and Friedman, Inc.
Frank Corporation.
Franklin Auto Delivery Company.
Fred Lutz Co.
Fred Stone Company.
Free Press Publishing and Printing Co.
Gannet Company.
Garden Kitchen Utilities Co.
Gardner Transfer Co. of Passaic.
Garfield Development Co.
Garfield Garage, Inc.
Gaswell Co.
Gately and Company, Inc.
General Auto Parts Corporation.
General Cement Products Co.
General Contract Company.
General Maxaphone Co.
General Motor Haulage Co.
George J. Wolf Co.
George Menzing, Inc.
George R. Bristow Co.
George W. Kephart Co.
Giblin Wholesale Liquor Co.
Gibraltar Silk Company.
Gibson & Winter, Inc.

G. J. Biondi Co.
Glenwood Co.
Glock Realty Company.
Goff National Manufacturing Co.
G. O. Graves Co.
Gordon Distilling Co.
Gray & Ring, Inc.
Great Allied Shows, Inc.
Great Western Cereal Co.
Greater Newark Realty and Construction Co.
Griffin Carburetor Co.
Guarantee Cash Sales Company.
Guaranty Garage.
Hall Borchert Dress Form Co.
Hall, Inc.
Hamilton Machinery Co.
Hamilton Park Realty Company.
Hamilton Realty and Investment Company.
Hand Lumber Co.
Hanley Rubber and Tire Co.
Hanover Farms Co.
Hardman Tire and Rubber Co.
Harma-Tone Manufacturing Co.
Harris Rosen, Inc.
Hart Devices Company.
Hartwell-Rademaekers Mfg. Co.
Hathaway Hotel Corporation.
Haverstraw Crushed Stone Co.
Haworth Club.
Hayden Utilities Corporation.
Helmbacher Forge and Rolling Mills Co.
Hemingway Piano Co.
Henry E. Andresen, Inc.
Henry Schwartz Building Co.
H. E. Ogden and Son Co.
Herbert Co.
Herman and Co.
Hermann Meyer Co.
Herman Motor Truck Co. Inc. of N. J.
Highlands Athletic Club.
High Power Piston Ring Corporation.
High Products Chemical Co.

Highwood Heights Realty Co.
Hill Realty and Building Co.
Hillsdale Land and Improvement Co.
Hilltop Realty Co.
Hilton Avenue Realty Co.
Hilton, Siegel & Doyle, Inc.
Holland Hotel Co.
Holly Beach Cold Storage Co.
Home Building and Investment Co. of Vailsburg.
Homestead Land Co.
Honest Silk Company, Inc.
Hooper Home Hospital & Invalid Bed Co.
Hospital for Shirts, Inc.
Hostetter, Inc.
Hub Twenty-Second Street Garage Co.
Hudson Cleaners & Dyers, Inc.
Hudson Contracting and Supply Co.
Hudson County Sportsmen's Club of Harrison.
Hudson Mill Supply Co.
Hudson Navigation Co.
Hudson Plumbing & Specialty Co.
Hudson Rapid Transfer Co.
Hudson Reclamation Co.
Hudson Silk Dyeing Co.
Hudson Stores, Inc.
Hudson Warehouse & Distributing Co.
Hunter and Dickson Co.
Hunter Preserve Company.
Hurd Park Co.
Huri Manufacturing Company.
Hurlburt Chocolate Co., Inc.
Hurowitz Mills.
Hyatt Hotel Company.
Hydro-Barge Company.
Hydro-Carbon-Burner Corporation.
Hygeia Respirator Company.
Ideal Cooney Dressing and Dyeing Co.
Imperial Art-Ware Co., Inc.
Inter-Americas Trading Corporation.
International Commerce Corporation.
International Engineering Corporation.
International Traction Co.

Interstate Bridge, Forge & Manufacturing Co.
Interstate Film Co.
Interstate Pickle Works, Inc.
Irving Silk Company.
Irvington Investment Co.
Island Heights Association.
Jackie Clark Amusement Co.
Jackson Motors Corporation, Formerly Jackson Sheffield Co.
Jacob Farber, Inc.
Jaffray Manufacturing Co.
James B. Fox and Co.
Janeway and Company, Inc.
Jay Eff Co.
J. Cordine & Company, Inc.
Jefferson Garage.
Jefferson Land Company.
Jersey City Bus Company.
Jersey City Garage.
Jersey City Metal Treating Company, Inc.
Jersey City Roofing Co.
Jersey Building and Construction Co.
Jersey Junk & Metal Company.
Jersey Leather Trimming Co.
Jersey Vacuum Cleaner Co.
Jewel Broad Silk Co.
J. F. Greer Co.
J. H. Kortz and Son, Inc.
J. Lorber & Co., Inc.
John B. Kates Co.
John D. Traill, Inc.
John E. Bowe, Inc.
John F. Maxfield, Inc.
John N. Leiss Co.
J. P. Joralemon Transportation Co.
Kanber Silk Company.
Kaufman's Sanitary Baker Shop.
Kearfoot Engineering Company.
Keeley Institute of Minneapolis.
Kenilworth Fur Dressers, Inc.
Kensington Park Co.
Kero-Spray Co.

Ketol Co.
Kiefer-Smith Company, Inc.
Kierstead Trucking Co.
Kilpack Smith Real Estate Co.
King Land Co.
King Motors, Inc.
Kingsland Shale Wire Cut Brick Co.
Kinsey Chemical Company.
Kirkpatrick O'Gorman Realty and Investment Co.
Kleanwell Film Machine Company.
Knight Manufacturing Co.
Kramer Sales Co.
Krayner Chemical Company.
Lackawanna Garage, Inc.
Laisant and Co., Incorporated.
Lake Nepahwin Co.
Landlords Corporation.
Land Title and Development Co.
La Salle Realty Co.
Lehigh Coal Co.
Lerner Construction Company.
Levine, Miroff Co.
Levi, Norwood & Co., Inc.
Liberty Dextrine Refinery.
Liberty Distributing Corp.
Liberty Equipment Co., Inc.
Liberty Estates Co.
Liberty Garage, Inc., of Bloomfield, N. J.
Liberty Service Company.
Lincoln Automobile Company.
Lincoln Highway Garage.
Liszt Company.
Lithuanian Co-operative Association of Newark and
Vicinity.
Little Giant Truck Sales Co.
Lloyd Chemical Works, Inc.
L. N. Thorne Coal Co.
Long Branch Toboggan Co. of Syracuse.
Long Branch Shirt Factory, Inc.
"Long View."
Loomis Utilization Co.
Lorraine Silk Mills.

Louis A. Gastfield, Inc.
Louis Ciasulli & Co.
Louis Wanner, Jr., Incorporated.
Lowenstein & Company, Inc.
Lunger Grain and Elevator Company.
Luxor Gold Mining Co.
Lyndhurst Auto Express Co., Inc.
Mackay Manufacturing Co.
Mack Body Company.
Mackenzie Company.
Mackenzie and Wilson Company.
Madison Manufacturing Company.
Magdalena Mining Company.
Manhattan Company.
Manhattan Supply Co. of N. J.
Mansion House Hotel Co.
Manufacturers' Sales Company.
Marine Fisheries Co. of Florida.
Martin Express & Van Company.
Martin Swan Company, Inc.
Marvel Process Company.
Masonic Hall Building Association of the Town of
Union.
Max H. Berger Candle Lamp Company.
May Construction & Supply Co.
Maryland Manufacturing Company.
Mayo Furniture Company.
Mayott Chemical Works.
Maypole Shops.
Mayton Company, Inc.
McGregor Clothing Company, Inc.
Medric Company.
Mediterranean Broad Silk Co.
Melrose Realty Co.
Mercer Supply Company.
Merchants Realty Co.
Michaels Brothers Co.
Middlesex Amusement Corp.
Middlesex Engineering & Construction Corporation.
Middlesex Investment Co.
Middlesex Realty Company.
Midler's Auto Supply Company.
Milliken-Kellam Company.

Mississippi Valley Plantations Company.
Miss Liberty Knitting Needle Co.
Modern Laundry Co.
Monahan Stone Co.
Monida Realty Co.
Monmouth County Agricultural Fair Association.
Monroe Improvement Co.
Monument Plaster Co.
Morris County Chemical Works.
Mother Lode Mine Company of California.
Motor Truck Sales Co.
Mott Novelty Company.
Motor Vehicle Publishing Co.
Mount Pleasant Fertilizer Co.
Mueller Motor Car Co.
Mulberry Silk Co.
Mullins & Co.
Municipal Fish Company.
Munoz-Bundy Company.
Mutual Homes Company.
Mutual Land and Development Co.
M. Wolkowitz, Inc.
National Associated Buyers.
National Building Co. of West Hoboken, N. J
National Car Line Co.
National Co-operative Organization of N. Y.
National Cooperage Products Co.
National Forwarding Co.
National Metalizing Co.
Nat Ramsey Company, Inc.
Neben Manufacturing Co.
Nemo Amusement Co.
Newark Athletic Exhibition Co.
Newark Blue Stone Co.
Newark Disinfecting Co.
Newark Hat Block & Machine Co.
Newark and New York Towing and Transportation
Co.
Newark Rubber Tire Co., Inc.
New Columbia Hotel Co.
New Gretna Farms Co.
New Jersey Chandelier Co.

New Jersey Chemical Company.
New Jersey Discount Co.
New Jersey Distributing Co. No. 1.
New Jersey Dock and Bridge Building Co.
New Jersey & Eagle Assurance Co.
New Jersey Express Co.
New Jersey Fair and Bazaar Co.
New Jersey Felt Shoe Co.
New Jersey Glue Co.
New Jersey Graphite Co.
New Jersey Lumber Manufacturing Co.
New Jersey Manganese Company.
New Jersey Methodist Publishing Co.
New Jersey Novelty Footwear Co.
New Jersey Patent Holding Co.
New Jersey Rapid Transit Co.
New Jersey Realty Service, Inc.
New Jersey Sales Stores.
New Jersey Sportsman's Club.
New Jersey Wine & Grocery Co. Inc.
New Port Fall River & Providence Beach Ass'n.
New Standard Projectile Boring Machine Co.
New System Laundry Co.
Newton-Slate Co.
New York Credit House.
New York Electric Rectifier Corporation.
New York Live Poultry Trucking Co. (No. 1).
New York and Long Branch Steamboat Co.
New York & New Jersey Health Corp.
Nixon Fulgent Products Co.
Nixon Lumber Corp.
North End Garage.
North German Lloyd Dock Co.
North Hudson Maxaphone Service Co.
North Hudson Silk Co.
North Jersey Investment Co.
North Jersey Sales Corporation.
North Jersey Warehouse Co.
Northern New Jersey Contracting Company.
Northern Silk Mills, Inc.
Novelty Neckwear Co.
No. 230 Market St., Incorporated.
Nut Grove Butter Co. of New York.

Nutley Garage & Machine Works, Inc.
Nutley School, Inc.
Oakwood Building Co.
O. A. R. Motor Co.
O'Brien-Cantor Co.
Ocean Avenue Realty Co.
Ocean City Hall Association.
Ocean Front Improvement Co.
Oko Machine Shop, Inc.
Olympia Candy Co.
Oradell Mercantile Co.
Orange Brokerage Assn.
Orange Storage Warehouse Co.
Orange Strand Theatre Co.
Orange Woodworking Co.
Ores Concentration Co.
Oriental Mosaic Tile Co.
Oscar G. Brown & Company (formerly Dalzell Brown Co.).
Osflo Co.
Oto Snap Fastener Co.
Our Own Cleaning & Dyeing Co.
Overtop Haulage Co.
Owen A. Hanretty, Inc.
Owen Lynch, Inc.
Oxford Cigar Co.
Oxford Holding Company.
Pac Realty Co.
Paige-Detroit Company of Newark, N. J.
Palace Exhibition Co.
Palisade Machine Co.
Palisades Park Improvement Co.
Pan-American Rubber Co. of N. J.
Paragon Laboratories, Inc.
Paramount Garage, Inc.
Park Co., Inc.
Park Land and Development Co. of Atlantic City, N. J.
Park Ridge and Montvale Land and Improvement Co.
Parral Power and Reduction Co.
Passaic Real Estate Exchange.
Paterson Exhibition Ass'n.
Paterson Knitting Co.

Paterson Machine Co.
Paterson and Passaic Auxiliary Fire Alarm Co.
Paterson Wrecking and Building Co.
Pathe Freres.
Patterson Hydro Positive Transmission Co.
Paul Beckwith Coal Co.
Paulsboro Development and Construction Co.
Pearl Grocery Co.
Peg Lock Block Co.
Pelican Co.
Penguin Company.
Peninsula Shirt Co.
Pennsylvania Taximeter Cab Co.
Peoples Realty and Improvement Co.
Perfect Cloak and Suit Company.
Perfection Tool and Machine Co.
Perfect Silk Co.
Perfex Specialty Co.
Perlmutter, Inc.
Permanent Investment Co.
Perritt Iron and Roofing Co.
Perth Amboy Milk Co., Inc.
Peter Thomas, Inc.
Philadelphia Bill Posting Co.
Philadelphia and New York Transportation Co.
Philadelphia Shippers, Inc.
Philip L. Mackinson, Incorporated.
Phillipsburg Real Estate Co.
Phosgene Chemical Co.
Pierce and Son, Inc.
Pier Corporation.
Pine Hill Sanatorium Ass'n.
Pine Silk Co.
Pittston Realty Company.
Plainfield Riding and Driving Club.
P. & M. Export and Import Trading Co.
Pneumatic Transit Co.
Polack Tyre & Rubber Company of New Jersey.
Polar Star Silver Fox Company.
Pollak Building Company, Inc.
Pope-Johnson Corporation.
Port of Philadelphia Dry Dock Co.

Poston & Apgar Co.
Potter Printing Press Co.
Poultry and Game Plucking Machine Co.
Power Company, Inc.
Practical Correspondence School (Inc.).
Pratt Brown Co.
Premier Manufacturing Co.
Primrose Silk Company.
Prince Street Garage.
Princeton Painting and Decorating Co.
Producers' Distributing Corporation.
Productive Metal Specialty Corp.
Progress Dairy Co., Inc.
Progressive Investment Co.
Progressive Mercantile Real Estate Co.
Prudential Dentists' Co.
Public Light Service Co.
Q. M. S. Co.
Quaker Leatherette Co.
Quality Shop Co.
Rahway Milling Co., Inc.
Railway Utilities Company.
Rainier Trucking & Contracting Co., Inc.
Rapid Cleaning & Sterilizing Co. of Newark, N. J.
Rare Metals Reduction Corporation.
Ratzman Co.
Ray-Mond Hosiery and Underwear Co.
R. & C. Silk Co.
Reakirt Glass Sand Mining Co.
Realty Publishing Co.
Reel Film Delivery, Inc.
Reeves-Cubberly Engine Co.
Regent Hotel Co.
Reliable Grocers Ass'n.
Reliance Electric Heating Co.
Reliance Leather Company.
Republic Transportation Co., Inc.
Ridgewood Hospital.
Ridgewood Pressed Stone and Brick Co.
Ridgway Auto & Cab Co.
Rilograph Press & Investment Co.
Risley Restaurant Co.

Riverside Heating Co.
Robert D. Mitchell Co., Inc.
Robert Gilchrist and Co.
Roberts Filter Manufacturing Co.
Roberts-Holt Chemical Co.
Robert Treat Mfg. Co.
Roche and Stone, Inc.
Rodman Realty Co.
Rogers Land Co.
Rokite Stone Company of Point Pleasant.
Roseland Garage, Incorporated.
Roselle Development Company.
Rosenthal & Heller Silk Co.
Rosenthal Tobacco Machine Company.
Royal Piece Dyeing Co.
Russell and Radley Manufacturing Co.
Rutherford Trucking Co.
R. Young and Sons.
Saddle River Investment Co.
St. Gall Embroidery Works.
Salem Freight Co.
Salicylate Products Manufacturing Co.
Sanders Securities Corp.
Sandy Hook Bay Land Co.
Saxe Garment Company.
Scala Realty Company.
Schlosstein-Greenspan Co., Inc.
Schmidt and Barrett, Inc.
Schuetzen Park Athletic Club of North Bergen.
Schwab Trucking Co.
Scotch Hall Co.
Sea Bird Company.
Seaboard Utilization Co. of New Jersey.
Seacoast Food Products Company.
Seamless Process Co.
Seaside Amusement Co.
Seaside Heights Construction Co.
Seaside Heights Improvement and Amusement Co.
Seaside Hotel Co.
Seco Hog Farm Co.
Security Investment Co.
S. Ehrensall and Company.

Service Truck Co. of New Jersey.
Sewaren Improvement Co.
Sexton's Garage Company.
Sheffield Realty Company.
"Shelter Haven Hotel Co."
Shockless Electric Manufacturing Co.
Shore Front Realty Company.
Shorthand Reporting Company.
Sibilia Realty Co., Inc.
Siegel Shoe Company.
Sigma Company.
Silk and Yarn Exchange.
Simon Pure Bottling Co.
Simon-Riegel Cigar Co.
Simplex Snap Fastener Co.
Smith Estate Corporation.
Somerset Pharmacy.
Sonzogni Brothers.
South Branch Gas and Oil Co.
South Broad Motors, Inc.
South Jersey Sanitary Dairy Co.
South Jersey Seed Co.
South Jersey Yacht Building Co.
South Orange Avenue Garage.
Special Silk Manufacturing Co., Inc.
Specialty Sales Co.
Split Bar Company.
Spring Athletic Corporation.
S. & S. Silk Company, Inc.
Standard Aetzing & Bleaching Company.
Standard Dress & Skirt Shop.
Standard Engineering Company.
Standard Fur Company.
Standard Piston Ring Company.
Standard Products Corp.
Standard Regulator Company.
Standard Sales Corporation.
Standard X Rays Laboratories.
Stankem Realty Company.
Stansfield Lumber Manufacturing Company.
Star Brand Manufacturing Co.
Star Furniture House.

Star Garage, Inc.
Star Stationery Company.
Steel and Iron Mongers, Inc.
Steeplechase Pier Co.
Stemmerman Co.
Stemmerman Photo Craft Laboratories.
Sterling Cafe Company.
Sterling Fare Register Company.
Sterling Investment Company.
Sterling Motor Truck Company of New Jersey.
Stockton Land Company.
Stollwerck Cocoa Company.
Stone Harbor Bungalow Colony, Inc.
Stone and Orr Transportation Co.
Stoneware Electric Stove Company of Dover, N. J.
Streichert Radiator Company.
Stihl Apparatus Company, Inc.
Submarine Co.
Summit Investment Company.
Sunrise Silk Company.
Sunset Hall Hotel Company.
Superior Welding Company, Inc.
Sussex Limestone Products Corp.
Susskind and Ziskind Company.
Swedesboro Realty Company.
Sweet Lavendar Inn.
S. W. M. Trucking and Garage Co.
Syndicate Realty Co.
Synmotor Company.
Tantex Leather Company.
Taximeter Auto Company.
Taxi Service, Inc.
T. B. Toy Company.
Tension Supply Company.
Texas Refining Co.
Thomas Callahan, Inc.
Thomas F. Avling Company.
Three States Motor Express Co.
Timber and Pulp Company, Ltd.
Titan Automatic Tool Co.
T. J. Anderson and Co.
T. J. Dailey Construction Co.
T. J. O. Company.

Townsend Motor Company.
Trademark Ice Co.
Transatlantic Exchange Company.
Transportation Garage, Inc.
Trap Rock Crusher Co.
Trenton Farm Produce and Hay Market Co.
Trenton Manufacturing Co.
Triumph Ribbon Mills.
Tropical Suit Co., formerly Thompson Construction Co.
Truby, Ingersoll & Co.
Truck Tire Sales and Service Co.
Tube-Form Company.
Tuckerton Electric Company.
Turbo Motor Company.
Turnhalle-Bau-Fond Gesellschaft.
Tuscan Dairy Co.
Uneda Taxi Company.
Union and Bergen Water Co.
Union Polish Co.
Union Trucking Co.
Unique Art Gallery, Inc.
Unit Chemical Co.
United Realty and Investment Co.
U. S. Army Buss Co.
United States Motion Picture Corp.
U. S. Produce Co.
United States Real Estate Corp.
United States Wood Preserving Co.
Unit Signal Co.
Universal Bus Co.
Universal Talking Toys Co.
Ury Millinery Company.
Valentine Electric Sign Co.
Vanderhoff Lime Co.
Van Dyke Realty Co.
Van Mater and Weigand Trading Co.
Van Winkle-Searle Co., Inc.
Verdon Trucking Co.
Verrier Mfg. Co.
Victor Manufacturing Co.
Victor Novelty Co.
Vogel & Briggs.

Vreeland Chemical Co.
W. A. K. Motor Co.
Walden-Hinners Co.
Waldron Company.
Waldron's Warburton Theatre Co.
Walker Chemical Works.
Walnut Amusement Co.
Walsh Employment Agency, Inc.
Walter T. Reed Realty Co.
Walton Realty Company.
Wano Chemical Co.
Ward Realty Co.
Warren Bridge Co.
Warren County Realty Co.
Washington Amusement Corporation.
Washington Investment Co.
Waumbeck Hotel and Realty Company.
W. and E. Amusement Co.
West Hoboken Coal Co.
West New York Rug Manufacturing Co.
West Paterson Realty Co.
West Side Park Realty Co.
W. F. Murphy & Co. Inc.
Whippany Clay Products Co.
White Aerial Marine Locator, Inc.
White Cross Toilet Powder Co.
White Taxi Cab Service.
W. H. Richardson Co.
W. H. Stavenhagen Co.
Widland Raincoat Co.
Wildwood Extension Realty Co.
William B. McLain Realty Co.
William Brown's Sons Co.
William F. Schaefer, Inc.
William F. Wolff Co.
William H. Connolly Co.
William Severns Company.
Williamstown Glass Co.
Wilson Manufacturing Co.
Withers Motor Car Co.
W. J. Brennan Co., formerly Brennan-McNulty Egan
Co.

W. J. Cussen Company.
 W. J. Huston Co.
 Wolff Kaufman Co.
 Wolwak Silk Co. Inc.
 Woodbine Beef Co.
 Woodbridge Industrial and Development Co.
 Woodcraft Shops, Inc.
 Workingmen's Mutual Bakery, Incorporated.
 World Typewriter Co. Inc.
 Wrightstown Athletic Ass'n.
 Wrightstown Water Electric Light & Sewer Co.
 W. S. Johnston, Inc.
 Yellowcote Land Co.
 Yu-Ess Ay Novelty Toy Co.
 Yukon Fur Co.

are void, and all powers conferred by law upon such corporations and each of them, are hereby declared inoperative and void.

Given under my hand and the Great Seal of New Jersey, this twenty-eighth day of March,
 [SEAL.] A. D. one thousand nine hundred and twenty-two, and in the independence of the United States the one hundred and forty-sixth.

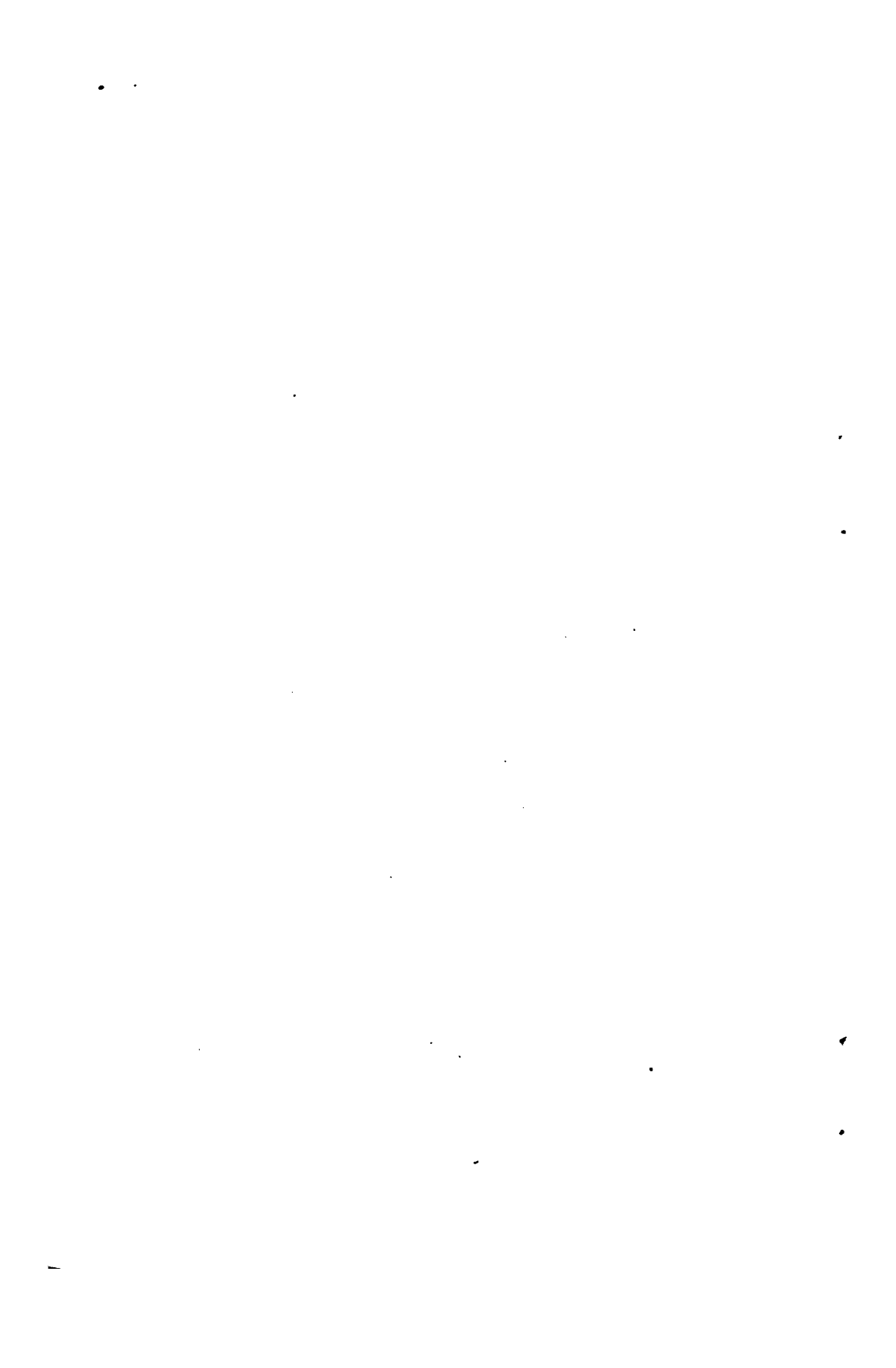
EDWARD I. EDWARDS,

Governor.

By the Governor.

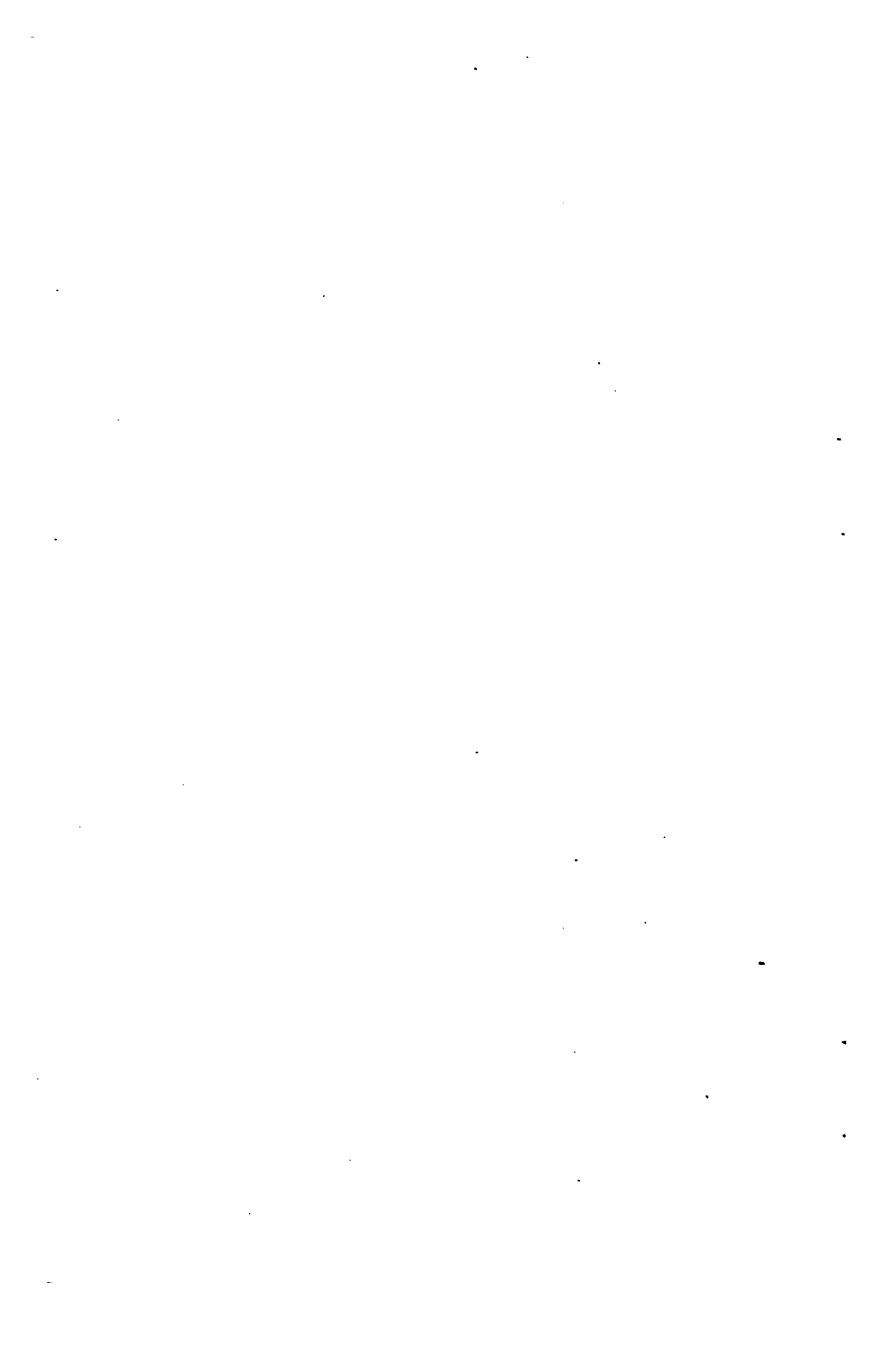
THOMAS F. MARTIN,

Secretary of State.



DECREES OF DISSOLUTION

(737)

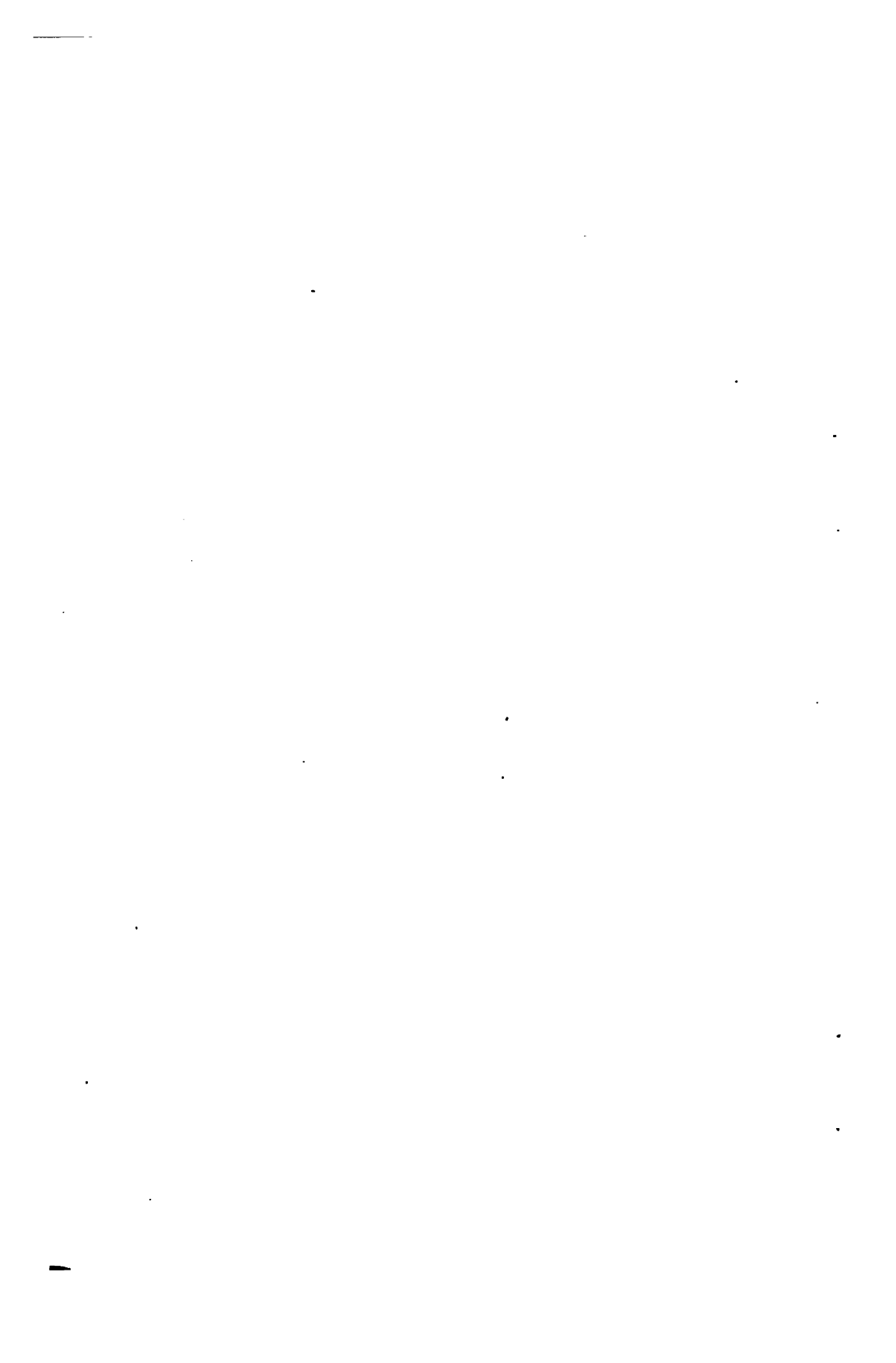


Decrees of Dissolution.

IN CHANCERY OF NEW JERSEY.

In pursuance of Chapter 185 of the Laws of 1896, copies of decrees of dissolution of the charters of the following corporations have been filed in the office of the Secretary of State:

<i>Name.</i>	<i>Filed.</i>
Gillette Heights Co.,	Sept. 30, 1921.
S. M. Brown Co.,	Nov. 19, 1921.
Jersey Building Supply Co.,	Dec. 7, 1921.
National Sand Co.,	Dec. 27, 1921.
International Piece Dyeing Co.,	Mar. 27, 1922.

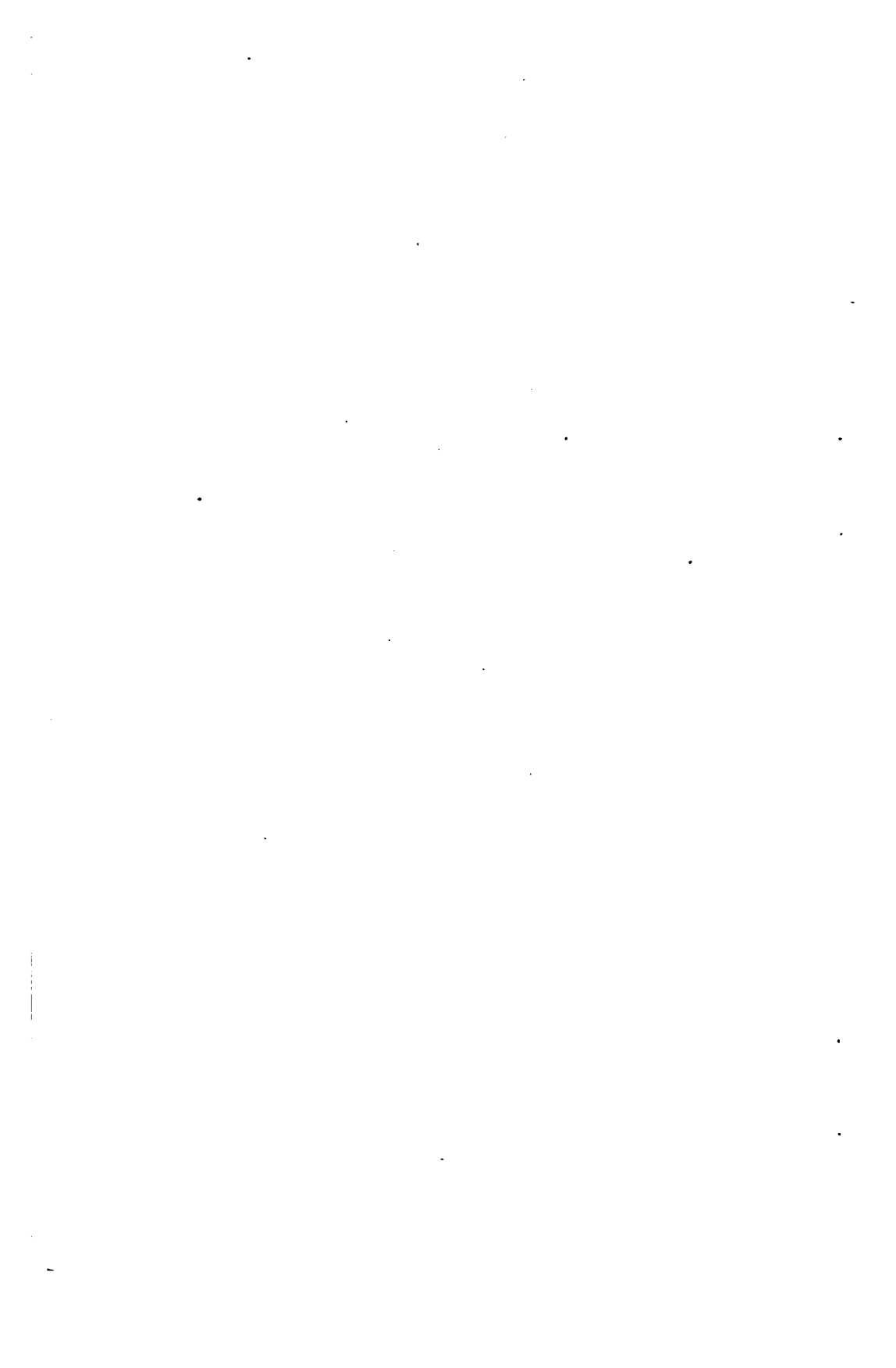


**Statement of Result of Municipal
Election.**

Statement of Result of Municipal Election.

The following municipality has filed in the office of the Secretary of State statement of the result of election held as provided in Chapter 22, Laws of 1915:

Chapter 19, Laws of 1922, approved February 23, 1922, entitled "An Act to incorporate the township of Upper Deerfield, in the county of Cumberland," was adopted by a portion of the township of Deerfield, County of Cumberland, April 3, 1922.



Change of Corporate Title
of Municipalities.

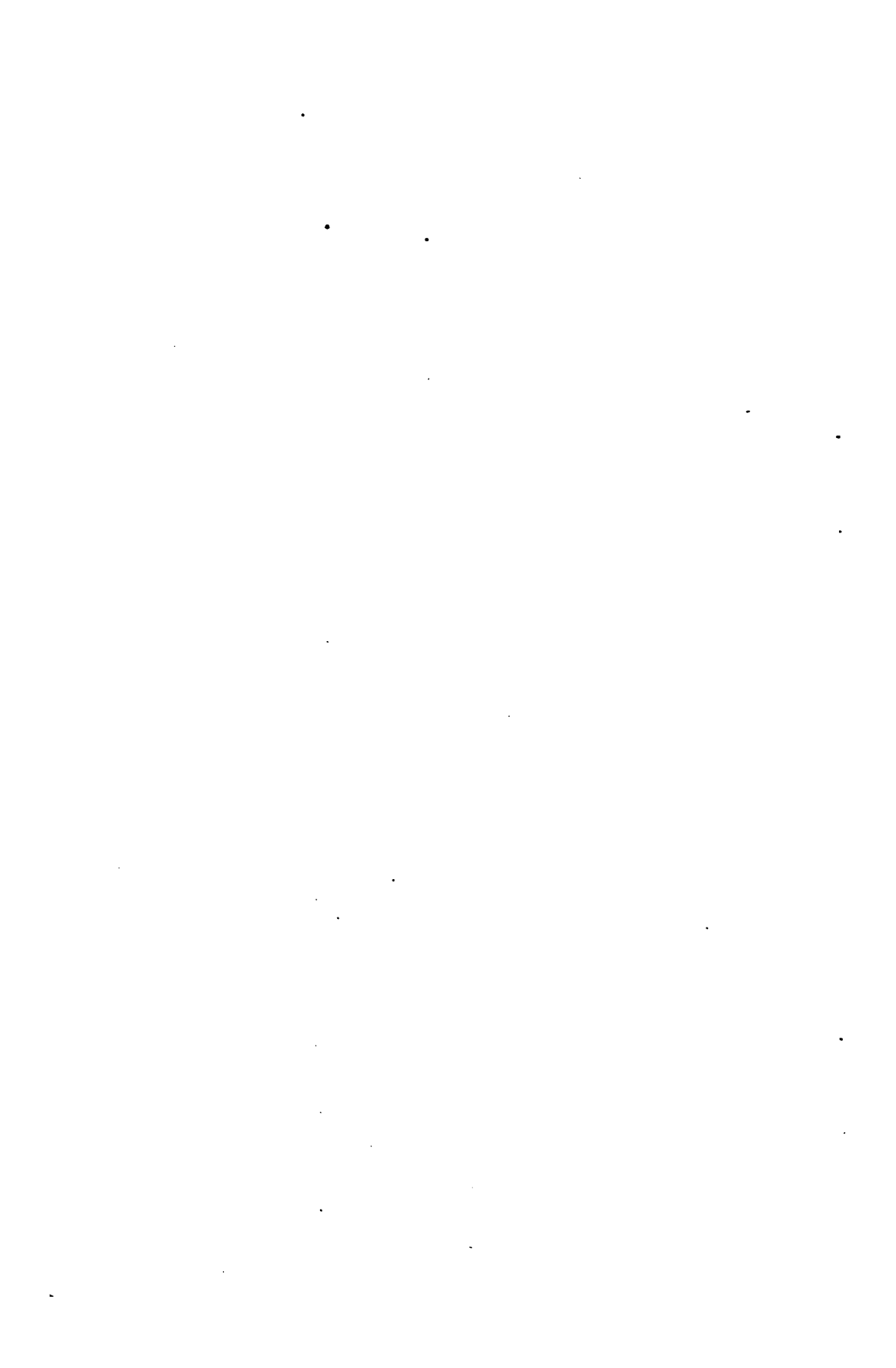


Change of Corporate Title of Municipalities.

In pursuance of the provisions of Chapter 200 of the Laws of 1911, the following changes of corporate titles of municipalities have been filed in the office of the Secretary of State:

“The Mayor and Common Council of the Borough of Madison” changed to “Borough of Madison,” July 13, 1921.

“Township of New Barbadoes in the County of Bergen” changed to “The City of Hackensack,” November 21, 1921.



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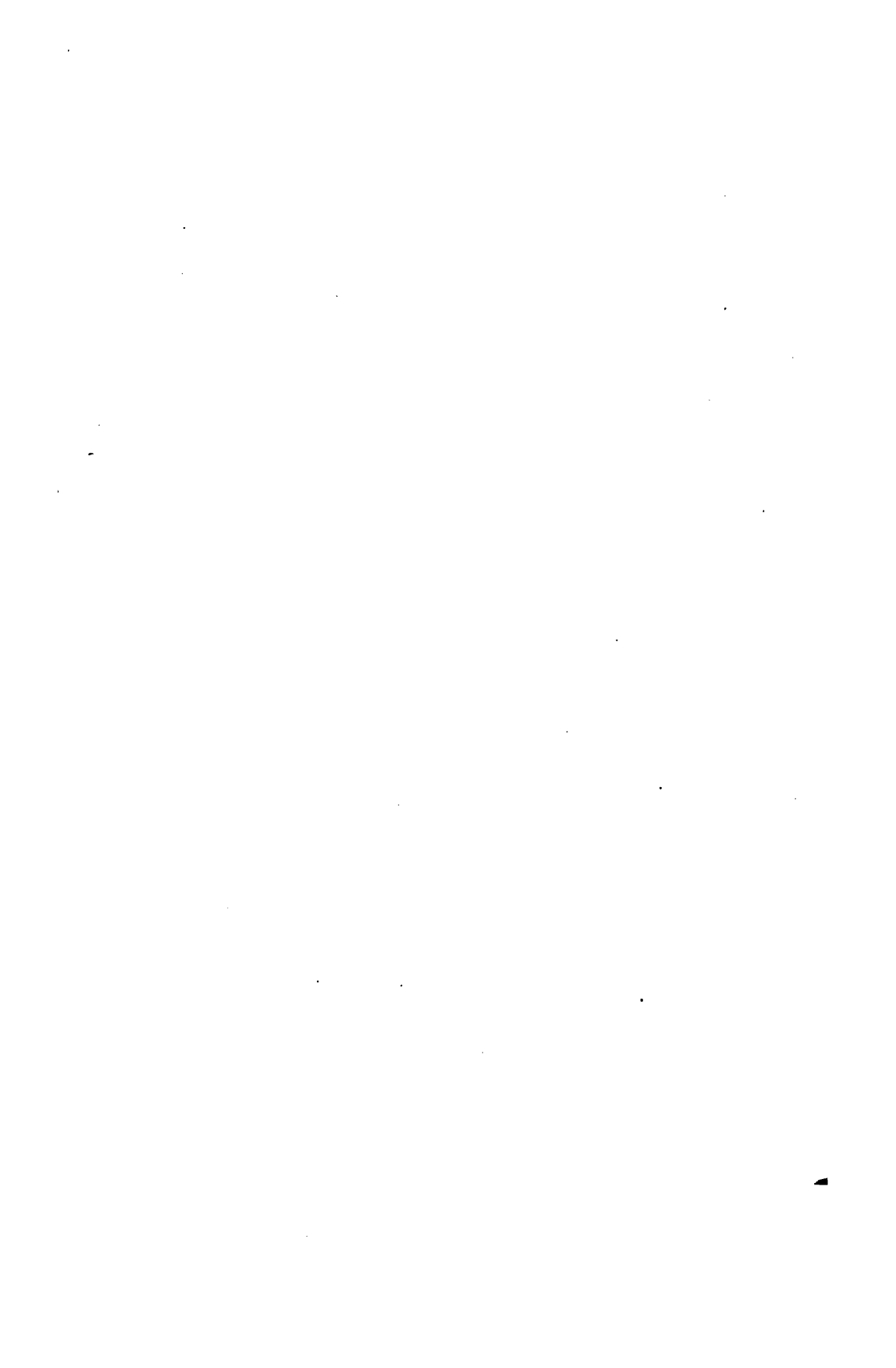
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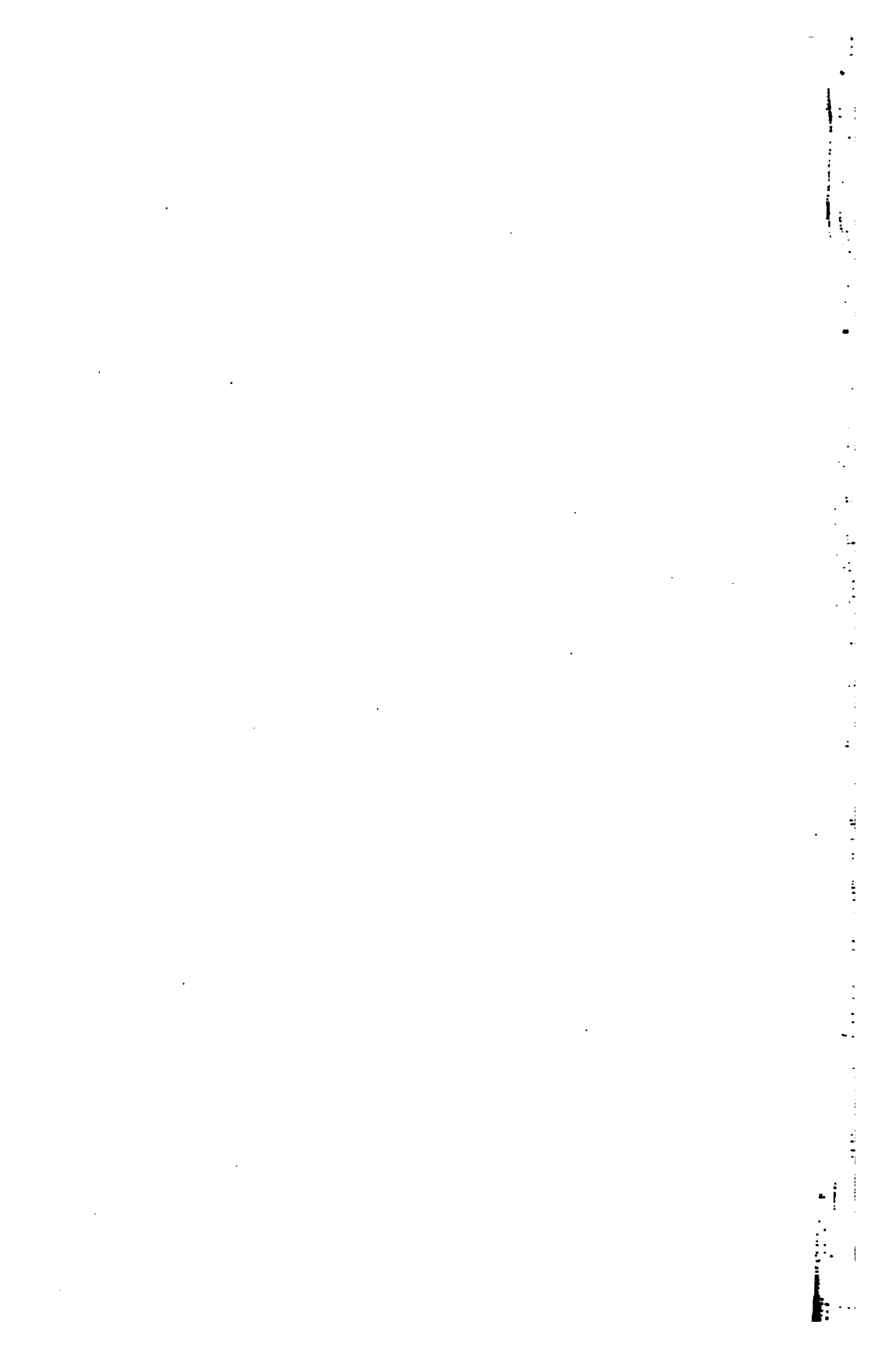
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